

EXHIBIT A

1 GARY E. WEISS (STATE BAR NO. 122962)
gweiss@orrick.com
2 I. NEEL CHATTERJEE (STATE BAR NO. 173985)
nchatterjee@orrick.com
3 JULIO C. AVALOS (STATE BAR NO. 255350)
javalos@orrick.com
4 ORRICK, HERRINGTON & SUTCLIFFE LLP
1000 Marsh Road
5 Menlo Park, CA 94025
Telephone: +1-650-614-7400
6 Facsimile: +1-650-614-7401

7 WARRINGTON S. PARKER (STATE BAR NO. 148003)
wparker@orrick.com
8 ORRICK, HERRINGTON & SUTCLIFFE LLP
The Orrick Building
9 405 Howard Street
San Francisco, CA 94105-2669
10 Telephone: +1-415-773-5700
Facsimile: +1-415-773-5759
11

12 Attorneys for Plaintiff
FACEBOOK, INC.

13 UNITED STATES DISTRICT COURT
14 NORTHERN DISTRICT OF CALIFORNIA
15 SAN JOSE DIVISION
16

17 FACEBOOK, INC.,

18 Plaintiff,

19 v.
20

21 STUDIVZ LTD., VERLAGSGRUPPE
GEORG VON HOLTZBRINCK GmBH,
HOTLZBRINCK NETWORKS GmBH,
22 HOLTZBRINCK VENTURES GmBH, and
DOES 1-25,

23 Defendants.
24

Case No. 5:08-cv-03468 JF

**FACEBOOK, INC.'S FIRST SET OF
REQUESTS FOR PRODUCTION TO
DEFENDANT HOTLZBRINCK
NETWORKS GmBH RELATING TO
PERSONAL JURISDICTION**

25 YOU ARE HEREBY REQUESTED, pursuant to Rule 34 of the Federal Rules of
26 Civil Procedure, to respond to the following requests for production separately and fully, in
27 writing, and under penalty of perjury, within thirty (30) days after service or whatever date is
28 ordered by the Court, whichever is sooner.

DEFINITIONS

A. “ANY” shall be understood to include and encompass “ALL.” As used herein, the singular shall always include the plural and the present tense shall also include the past tense. The words “AND” as well as “OR” shall be construed disjunctively or conjunctively as necessary to bring within the scope of this request ALL DOCUMENTS or things that might otherwise be construed to be outside its scope.

B. The terms “PERSON” and “PERSONS” mean both natural persons and legal entities, including without limitation, corporations, companies, firms, partnerships, joint ventures, proprietorships, associations, and governmental bodies or agencies. Unless noted otherwise, references to any person, entity or party herein include its, his, or her agents, attorneys, employees, employers, officers, directors, or others acting on or purporting to act on behalf of said person, entity, or party.

C. “EVIDENCE” or any variant thereof, including but not limited to “EVIDENCING,” when used in connection with any document, shall be understood to apply if the document directly or indirectly mentions, discusses, constitutes, concerns, supports contradicts, relates to, refers to, or in any other way deals with the subject matter described in the request in which the term appears.

D. “REFER TO” or “RELATE TO” as used herein mean pertaining to, relevant to, material to, evidencing, affecting, comprising, discussing, dealing with, considering or otherwise concerning in any manner whatsoever the subject matter of the inquiry.

E. As used herein, the term “DOCUMENT” means the original and each non-identical copy of any written, printed, typed, recorded, computerized, electronic, taped, graphic, or other matter, in whatever form, whether in final or draft, including but not limited to all materials that constitute “writings” or “recordings” or “photographs” within the broadest meaning of Rule 34 of the Federal Rules of Civil Procedure. The word “Document” includes, without limitation, printed matter, electronic mail, materials stored on computer hard drives, diskettes, tapes, any other computer media, recorded voice mail messages and any other information stored magnetically, optically or electronically.

1 F. "COMMUNICATION" as used herein means any contact, oral or documentary,
2 formal or informal, at any place or under any circumstances whatsoever whereby information of
3 any nature is transmitted or transferred, including without limitation, any note, memorandum or
4 other record thereof, or a single person seeing or hearing any information by any means.

5 G. "HOTLZBRINCK NETWORKS GmbH," "YOU," "YOUR," means defendant
6 Holtzbrinck Networks GmbH and its directors, officers, parents, subsidiaries, predecessors,
7 successors, assigns, agents, servants, employees, investigators, attorneys, AND ALL other
8 persons and entities representing it acting on its behalf, OR purporting to act on its behalf.

9 H. "STUDIVZ" means defendant StudiVZ, Ltd. and its directors, officers, parents,
10 subsidiaries, predecessors, successors, assigns, agents, servants, employees, investigators,
11 attorneys, AND ALL other persons and entities representing it acting on its behalf, OR purporting
12 to act on its behalf, including without limitation, Ehassan Dariani and Dennis Bemann.

13 I. "FACEBOOK" means, without limitation, Facebook, Inc. (formerly
14 TheFacebook, Inc.), its past and present parents, subsidiaries, affiliates, predecessors, divisions,
15 officers, directors, trustees, employees, staff members, agents, counsel, representatives,
16 consultants, AND ALL PERSONS acting or purporting to act on its behalf.

17 J. "USERS OF STUDIVZ" means, without limitation, PERSONS registered to use
18 the services provided by STUDIVZ, including without limitation, those provided at the
19 www.studivz.net website, the www.meinvz.net website, the www.studiqq.fr website,
20 www.studiln.it website, the www.estudiln.net website, the www.studentix.pl website, and the
21 www.schuelervz.net website.

22 K. "USERS OF FACEBOOK" means, without limitation, PERSONS registered to
23 use the services provided by FACEBOOK at www.facebook.com and, previously,
24 www.thefacebook.com.

25 L. "COMPUTER CODE" means scripts, programs, or other code that YOU use or
26 used or developed or in any way participated or assisted in the development thereof, in any
27 computer language (such as "PHP" or "Perl").
28

INSTRUCTIONS

A. In responding to the following requests, you are required to provide ALL DOCUMENTS that are available to YOU or within YOUR control, including DOCUMENTS in the possession of YOUR attorneys, investigators, employees, agents, representatives, and guardians or any other person acting on YOUR behalf, and not merely DOCUMENTS from YOUR own personal files.

B. If YOU object to any of the requests, YOU must state the grounds for any objection(s). If YOU object to only part of a request, YOU must state the objection and the grounds for any objection(s) and respond to the remainder of the request.

C. If YOU object to the production of any document on the grounds that it is protected from disclosure by the attorney-client privilege, work-product doctrine, or any other privilege, YOU are requested to identify each document for which the privilege is claimed and give ALL information required by applicable case law, including but not limited to the following:

- a. the name of the writer, sender, or initiator of each copy of the document;
- b. the name of the recipient, addressee, or party to whom any copy of the document was sent;
- c. the date of each copy of the document, if any, or an estimate of its date;
- d. a statement of the basis for the claim of privilege; and
- e. description of the document sufficient for the Court to rule on the applicability and appropriateness of the claimed privilege.

REQUESTS FOR PRODUCTION

REQUEST FOR PRODUCTION NO. 1:

ALL DOCUMENTS that RELATE TO ANY contracts OR agreements between YOU AND ANY business licensed, located, based, OR incorporated in California OR ANY PERSON currently OR formerly residing OR domiciled in California.

REQUEST FOR PRODUCTION NO. 2:

ALL DOCUMENTS that RELATE TO ANY USER OF STUDIVZ residing OR domiciled in California, including ALL COMMUNICATIONS.

REQUEST FOR PRODUCTION NO. 3

ALL DOCUMENTS that RELATE TO ANY COMMUNICATION between YOU AND FACEBOOK.

REQUEST FOR PRODUCTION NO. 4

DOCUMENTS sufficient to IDENTIFY the number AND amount of sales of goods AND services sold OR provided by YOU to current OR former California residents, including PERSONS, businesses, AND USERS of STUDIVZ.

REQUEST FOR PRODUCTION NO. 5

DOCUMENTS THAT RELATE TO the relationship of VERLAGSGRUPPE GEORG VON HOLTZBRINCK GmbH, HOTLZBRINCK NETWORKS GmbH, AND HOLTZBRINCK VENTURES GmbH to OR with STUDIVZ, including without limitation, the investments of VERLAGSGRUPPE GEORG VON HOLTZBRINCK GmbH, HOTLZBRINCK NETWORKS GmbH, AND HOLTZBRINCK VENTURES GmbH, in, AND control OR influence over STUDIVZ.

REQUEST FOR PRODUCTION NO. 6

DOCUMENTS sufficient to describe in detail the organizational structure of HOTLZBRINCK NETWORKS GmbH from its creation until the present, including DOCUMENTS sufficient to identify ALL shareholders, officers, employees, investors, AND directors.

REQUEST FOR PRODUCTION NO. 7

DOCUMENTS that RELATE TO HOTLZBRINCK NETWORKS GmbH's business OR corporate records, including without limitation, meeting minutes, Articles of Incorporation, operating agreements, stock agreements, AND ANY DOCUMENTS that RELATE TO HOTLZBRINCK NETWORKS GmbH's observance of corporate formalities, as well as Units, Capital Accounts, AND Management Reports

////

////

////

REQUEST FOR PRODUCTION NO. 8

DOCUMENTS that RELATE TO HOTLZBRINCK NETWORKS GmbH's financial history, including without limitation, financial reports, profit/loss statements, budgets, financial planning DOCUMENTS, accounts payable, accounts receivable, AND loan DOCUMENTS, as well as Financial Reports, Capital Accounts, AND Adjusted Capital Accounts.

REQUEST FOR PRODUCTION NO. 9

DOCUMENTS that RELATE TO ANY contacts OR COMMUNICATIONS YOU have had with PERSONS currently OR formerly residing OR domiciled in California; businesses (including without limitation, Internet search engines providers such as Google Inc. AND Yahoo! Inc., server providers, advertising agencies, advertisers, Internet service providers, computer equipment providers, YOUR licensors AND licensees) currently OR formerly located, licensed, based, OR incorporated in California; AND universities, colleges, high schools located in California, including without limitation, letters, emails, advertising materials, business solicitations, business contacts, telephonic conversations, facsimile transmissions, AND trips to California.

REQUEST FOR PRODUCTION NO. 10

DOCUMENTS sufficient to show, on a monthly basis, how many USERS OF STUDIVZ have been registered on www.studivz.net, www.meinvz.net, www.studiqq.fr, www.studiln.it, www.estudiln.net, www.studentix.pl, AND www.schuelervz.net since October 2005, AND how many of those USERS OF STUDIVZ are residents of California.

REQUEST FOR PRODUCTION NO. 11

DOCUMENTS sufficient to show the number AND amount of accounts receivable owed YOU by California residents, including PERSONS AND entities, as well as the goods AND services for which the individual accounts receivable are owed to.

REQUEST FOR PRODUCTION NO. 12

DOCUMENTS sufficient to show ALL of YOUR current AND former personal OR real property currently OR previously located in California.

1 **REQUEST FOR PRODUCTION NO. 13**

2 ALL contracts involving YOU in which California law governs.

3 **REQUEST FOR PRODUCTION NO. 14**

4 ALL DOCUMENTS RELATED TO instances when YOU accessed FACEBOOK
5 website, www.facebook.com OR www.thefacebook.com.

6 **REQUEST FOR PRODUCTION NO. 15**

7 IDENTIFY ALL of YOUR licenses OR registrations regarding the ability to do business
8 in California.

9 **REQUEST FOR PRODUCTION NO. 16**

10 ALL DOCUMENTS RELATED TO the services provided by www.studivz.net,
11 www.meinvz.net, www.studiqq.fr, www.studiln.it, www.estudiln.net, www.studentix.pl, AND
12 www.schuelervz.net to USERS OF STUDIVZ, including how they are provided.

13 **REQUEST FOR PRODUCTION NO. 17**

14 ALL DOCUMENTS RELATED TO ANY transaction OR transactions whereby
15 HOTLZBRINCK NETWORKS GmbH invested in, gave money to, OR obtained an interest in
16 STUDIVZ, including filings AND communications.

17 **REQUEST FOR PRODUCTION NO. 18**

18 ALL DOCUMENTS RELATED TO current AND former directors, officers, employees,
19 AND agents of HOTLZBRINCK NETWORKS GmbH, including DOCUMENTS RELATED
20 TO dates in these positions, duties, authorities, AND responsibilities.

21 **REQUEST FOR PRODUCTION NO. 19**

22 ALL DOCUMENTS RELATED TO YOUR promotions AND marketing activities
23 directed, at least in part, at California residents.

24 **REQUEST FOR PRODUCTION NO. 20**

25 DOCUMENTS sufficient to identify ALL of YOUR business relationships with, OR
26 financial interests in, businesses incorporated, located, based, OR with facilities OR offices
27 located in California, including the nature of each relationship, including the name of each
28 business, whether each business is incorporated, located, based OR has facilities OR offices

located in California, AND the nature of the relationship, including ANY goods OR services provided.

REQUEST FOR PRODUCTION NO. 21

DOCUMENTS sufficient to show the ownership of STUDIVZ, including without limitation PERSON'S names, amounts they contributed OR invested, AND their percent ownership OR control on a by-PERSON basis.

REQUEST FOR PRODUCTION NO. 22

ALL DOCUMENTS RELATED TO universities, colleges, high schools, AND institutes of higher learning located in California at which STUDIVZ provides OR provided services including without limitation access to www.studivz.net, www.meinvz.net, www.studiqq.fr, www.studiln.it, www.estudiln.net, www.studentix.pl, AND www.schuelervz.net, including without limitation University of California (ALL campuses), California State University (ALL campuses), as well as the USERS OF STUDIVZ using email domains (e.g., name@stanford.edu) from those universities, colleges, high schools, AND institutes of higher learning.

REQUEST FOR PRODUCTION NO. 23

ALL versions of COMPUTER CODE YOU wrote, programmed OR helped develop that RELATES TO www.studivz.net, www.meinvz.net, www.studiqq.fr, www.studiln.it, www.estudiln.net, www.studentix.pl, AND www.schuelervz.net

REQUEST FOR PRODUCTION NO. 24

A copy of ALL executable versions of COMPUTER CODE YOU use, used, developed OR helped develop that RELATES TO www.studivz.net, www.meinvz.net, www.studiqq.fr, www.studiln.it, www.estudiln.net, www.studentix.pl, AND www.schuelervz.net.

REQUEST FOR PRODUCTION NO. 25

ALL COMMUNICATIONS that RELATES TO FACEBOOK, its website, OR the servers it uses, used, accesses OR accessed.

REQUEST FOR PRODUCTION NO. 26

ALL COMMUNICATIONS that RELATES TO OR REFERS TO FACEBOOK.

REQUEST FOR PRODUCTION NO. 27

A copy of ALL versions of COMPUTER CODE (including, without limitation, source code, object code and scripts) YOU wrote, which YOU used, OR use OR for which YOU paid that was designed to extract information from any website, including thefacebook.com OR facebook.com.

REQUEST FOR PRODUCTION NO. 28

ALL DOCUMENTS related to any account YOU created to access any Facebook website, including thefacebook.com AND facebook.com.

REQUEST FOR PRODUCTION NO. 29

ALL COMMUNICATIONS OR DOCUMENTS concerning or that RELATE TO the use of any server, including proxy server, to access FACEBOOK's server(s) OR website(s).

REQUEST FOR PRODUCTION NO. 30

ALL DOCUMENTS reflecting, associated with, OR that RELATE TO any of YOUR responses to Interrogatories in this action.

Dated: September 9, 2008

ORRICK, HERRINGTON & SUTCLIFFE LLP

I. NEEL CHATTERJEE
Attorneys for Plaintiff
FACEBOOK, INC.

1 GARY E. WEISS (STATE BAR NO. 122962)
gweiss@orrick.com
2 I. NEEL CHATTERJEE (STATE BAR NO. 173985)
nchatterjee@orrick.com
3 JULIO C. AVALOS (STATE BAR NO. 255350)
javalos@orrick.com
4 ORRICK, HERRINGTON & SUTCLIFFE LLP
1000 Marsh Road
5 Menlo Park, CA 94025
Telephone: +1-650-614-7400
6 Facsimile: +1-650-614-7401

7 WARRINGTON S. PARKER (STATE BAR NO. 148003)
wparker@orrick.com
8 ORRICK, HERRINGTON & SUTCLIFFE LLP
The Orrick Building
9 405 Howard Street
San Francisco, CA 94105-2669
10 Telephone: +1-415-773-5700
Facsimile: +1-415-773-5759
11

12 Attorneys for Plaintiff
FACEBOOK, INC.

13 UNITED STATES DISTRICT COURT
14 NORTHERN DISTRICT OF CALIFORNIA
15
16 SAN JOSE DIVISION

17 FACEBOOK, INC.,

18 Plaintiff,

19 v.

20 STUDIVZ LTD., VERLAGSGRUPPE
21 GEORG VON HOLTZBRINCK GmBH,
HOTLZBRINCK NETWORKS GmBH,
22 HOLTZBRINCK VENTURES GmBH, and
DOES 1-25,

23 Defendants.
24

Case No. 5:08-cv-03468 JF

**FACEBOOK, INC.'S FIRST SET OF
REQUESTS FOR PRODUCTION TO
DEFENDANT HOLTZBRINCK
VENTURES GmBH RELATING TO
PERSONAL JURISDICTION**

25 YOU ARE HEREBY REQUESTED, pursuant to Rule 34 of the Federal Rules of
26 Civil Procedure, to respond to the following requests for production separately and fully, in
27 writing, and under penalty of perjury, within thirty (30) days after service or whatever date is
28 ordered by the Court, whichever is sooner.

DEFINITIONS

A. "ANY" shall be understood to include and encompass "ALL." As used herein, the singular shall always include the plural and the present tense shall also include the past tense. The words "AND" as well as "OR" shall be construed disjunctively or conjunctively as necessary to bring within the scope of this request ALL DOCUMENTS or things that might otherwise be construed to be outside its scope.

B. The terms "PERSON" and "PERSONS" mean both natural persons and legal entities, including without limitation, corporations, companies, firms, partnerships, joint ventures, proprietorships, associations, and governmental bodies or agencies. Unless noted otherwise, references to any person, entity or party herein include its, his, or her agents, attorneys, employees, employers, officers, directors, or others acting on or purporting to act on behalf of said person, entity, or party.

C. "EVIDENCE" or any variant thereof, including but not limited to "EVIDENCING," when used in connection with any document, shall be understood to apply if the document directly or indirectly mentions, discusses, constitutes, concerns, supports contradicts, relates to, refers to, or in any other way deals with the subject matter described in the request in which the term appears.

D. "REFER TO" or "RELATE TO" as used herein mean pertaining to, relevant to, material to, evidencing, affecting, comprising, discussing, dealing with, considering or otherwise concerning in any manner whatsoever the subject matter of the inquiry.

E. As used herein, the term "DOCUMENT" means the original and each non-identical copy of any written, printed, typed, recorded, computerized, electronic, taped, graphic, or other matter, in whatever form, whether in final or draft, including but not limited to all materials that constitute "writings" or "recordings" or "photographs" within the broadest meaning of Rule 34 of the Federal Rules of Civil Procedure. The word "Document" includes, without limitation, printed matter, electronic mail, materials stored on computer hard drives, diskettes, tapes, any other computer media, recorded voice mail messages and any other information stored magnetically, optically or electronically.

1 F. "COMMUNICATION" as used herein means any contact, oral or documentary,
2 formal or informal, at any place or under any circumstances whatsoever whereby information of
3 any nature is transmitted or transferred, including without limitation, any note, memorandum or
4 other record thereof, or a single person seeing or hearing any information by any means.

5 G. "HOLTZBRINCK VENTURES GmBH," "YOU," "YOUR," means defendant
6 Holtzbrinck Ventures GmBH and its directors, officers, parents, subsidiaries, predecessors,
7 successors, assigns, agents, servants, employees, investigators, attorneys, AND ALL other
8 persons and entities representing it acting on its behalf, OR purporting to act on its behalf.

9 H. "STUDIVZ" means defendant StudiVZ, Ltd. and its directors, officers, parents,
10 subsidiaries, predecessors, successors, assigns, agents, servants, employees, investigators,
11 attorneys, AND ALL other persons and entities representing it acting on its behalf, OR purporting
12 to act on its behalf, including without limitation, Ehassan Dariani and Dennis Bemann.

13 I. "FACEBOOK" means, without limitation, Facebook, Inc. (formerly
14 TheFacebook, Inc.), its past and present parents, subsidiaries, affiliates, predecessors, divisions,
15 officers, directors, trustees, employees, staff members, agents, counsel, representatives,
16 consultants, AND ALL PERSONS acting or purporting to act on its behalf.

17 J. "USERS OF STUDIVZ" means, without limitation, PERSONS registered to use
18 the services provided by STUDIVZ, including without limitation, those provided at the
19 www.studivz.net website, the www.meinvz.net website, the www.studiqq.fr website,
20 www.studiln.it website, the www.estudiln.net website, the www.studentix.pl website and the
21 www.schuelervz.net website.

22 K. "USERS OF FACEBOOK" means, without limitation, PERSONS registered to
23 use the services provided by FACEBOOK at www.facebook.com and, previously,
24 www.thefacebook.com.

25 L. "COMPUTER CODE" means scripts, programs, or other code that YOU use or
26 used or developed or in any way participated or assisted in the development thereof, in any
27 computer language (such as "PHP" or "Perl").
28

INSTRUCTIONS

A. In responding to the following requests, you are required to provide ALL DOCUMENTS that are available to YOU or within YOUR control, including DOCUMENTS in the possession of YOUR attorneys, investigators, employees, agents, representatives, and guardians or any other person acting on YOUR behalf, and not merely DOCUMENTS from YOUR own personal files.

B. If YOU object to any of the requests, YOU must state the grounds for any objection(s). If YOU object to only part of a request, YOU must state the objection and the grounds for any objection(s) and respond to the remainder of the request.

C. If YOU object to the production of any document on the grounds that it is protected from disclosure by the attorney-client privilege, work-product doctrine, or any other privilege, YOU are requested to identify each document for which the privilege is claimed and give ALL information required by applicable case law, including but not limited to the following:

- a. the name of the writer, sender, or initiator of each copy of the document;
- b. the name of the recipient, addressee, or party to whom any copy of the document was sent;
- c. the date of each copy of the document, if any, or an estimate of its date;
- d. a statement of the basis for the claim of privilege; and
- e. description of the document sufficient for the Court to rule on the applicability and appropriateness of the claimed privilege.

REQUESTS FOR PRODUCTION

REQUEST FOR PRODUCTION NO. 1:

ALL DOCUMENTS that RELATE TO ANY contracts OR agreements between YOU AND ANY business licensed, located, based, OR incorporated in California OR ANY PERSON currently OR formerly residing OR domiciled in California.

REQUEST FOR PRODUCTION NO. 2:

ALL DOCUMENTS that RELATE TO ANY USER OF STUDIVZ residing OR domiciled in California, including ALL COMMUNICATIONS.

REQUEST FOR PRODUCTION NO. 3

ALL DOCUMENTS that RELATE TO ANY COMMUNICATION between YOU AND FACEBOOK.

REQUEST FOR PRODUCTION NO. 4

DOCUMENTS sufficient to IDENTIFY the number AND amount of sales of goods AND services sold OR provided by YOU to current OR former California residents, including PERSONS, businesses, AND USERS of STUDIVZ.

REQUEST FOR PRODUCTION NO. 5

DOCUMENTS THAT RELATE TO the relationship of VERLAGSGRUPPE GEORG VON HOLTZBRINCK GmbH, HOTLZBRINCK NETWORKS GmbH, AND HOLTZBRINCK VENTURES GmbH to OR with STUDIVZ, including without limitation, the investments of VERLAGSGRUPPE GEORG VON HOLTZBRINCK GmbH, HOTLZBRINCK NETWORKS GmbH, AND HOLTZBRINCK VENTURES GmbH, in, AND control OR influence over STUDIVZ.

REQUEST FOR PRODUCTION NO. 6

DOCUMENTS sufficient to describe in detail the organizational structure of HOLTZBRINCK VENTURES GmbH from its creation until the present, including DOCUMENTS sufficient to identify ALL shareholders, officers, employees, investors, AND directors.

REQUEST FOR PRODUCTION NO. 7

DOCUMENTS that RELATE TO HOLTZBRINCK VENTURES GmbH's business OR corporate records, including without limitation, meeting minutes, Articles of Incorporation, operating agreements, stock agreements, AND ANY DOCUMENTS that RELATE TO HOLTZBRINCK VENTURES GmbH's observance of corporate formalities, as well as Units, Capital Accounts, AND Management Reports

REQUEST FOR PRODUCTION NO. 8

DOCUMENTS that RELATE TO HOLTZBRINCK VENTURES GmbH's financial history, including without limitation, financial reports, profit/loss statements, budgets, financial planning DOCUMENTS, accounts payable, accounts receivable, AND loan DOCUMENTS, as well as Financial Reports, Capital Accounts, AND Adjusted Capital Accounts.

REQUEST FOR PRODUCTION NO. 9

DOCUMENTS that RELATE TO ANY contacts OR COMMUNICATIONS YOU have had with PERSONS currently OR formerly residing OR domiciled in California; businesses (including without limitation, Internet search engines providers such as Google Inc. AND Yahoo! Inc., server providers, advertising agencies, advertisers, Internet service providers, computer equipment providers, YOUR licensors AND licensees) currently OR formerly located, licensed, based, OR incorporated in California; AND universities, colleges, high schools located in California, including without limitation, letters, emails, advertising materials, business solicitations, business contacts, telephonic conversations, facsimile transmissions, AND trips to California.

REQUEST FOR PRODUCTION NO. 10

DOCUMENTS sufficient to show, on a monthly basis, how many USERS OF STUDIVZ have been registered on www.studivz.net, www.meinvz.net, www.studiqq.fr, www.studiln.it, www.estudiln.net, www.studentix.pl AND www.schuelervz.net since October 2005, AND how many of those USERS OF STUDIVZ are residents of California.

REQUEST FOR PRODUCTION NO. 11

DOCUMENTS sufficient to show the number AND amount of accounts receivable owed YOU by California residents, including PERSONS AND entities, as well as the goods AND services for which the individual accounts receivable are owed to.

REQUEST FOR PRODUCTION NO. 12

DOCUMENTS sufficient to show ALL of YOUR current AND former personal OR real property currently OR previously located in California.

1 **REQUEST FOR PRODUCTION NO. 13**

2 ALL contracts involving YOU in which California law governs.

3 **REQUEST FOR PRODUCTION NO. 14**

4 ALL DOCUMENTS RELATED TO instances when YOU accessed FACEBOOK
5 website, www.facebook.com OR www.thefacebook.com.

6 **REQUEST FOR PRODUCTION NO. 15**

7 IDENTIFY ALL of YOUR licenses OR registrations regarding the ability to do business
8 in California.

9 **REQUEST FOR PRODUCTION NO. 16**

10 ALL DOCUMENTS RELATED TO the services provided by www.studivz.net,
11 www.meinvz.net, www.studiqq.fr, www.studiln.it, www.estudiln.net, www.studentix.pl AND
12 www.schuelervz.net to USERS OF STUDIVZ, including how they are provided.

13 **REQUEST FOR PRODUCTION NO. 17**

14 ALL DOCUMENTS RELATED TO ANY transaction OR transactions whereby
15 HOLTZBRINCK VENTURES GmbH invested in, gave money to, OR obtained an interest in
16 STUDIVZ, including filings AND communications.

17 **REQUEST FOR PRODUCTION NO. 18**

18 ALL DOCUMENTS RELATED TO current AND former directors, officers, employees,
19 AND agents of HOLTZBRINCK VENTURES GmbH, including DOCUMENTS RELATED TO
20 dates in these positions, duties, authorities, AND responsibilities.

21 **REQUEST FOR PRODUCTION NO. 19**

22 ALL DOCUMENTS RELATED TO YOUR promotions AND marketing activities
23 directed, at least in part, at California residents.

24 **REQUEST FOR PRODUCTION NO. 20**

25 DOCUMENTS sufficient to identify ALL of YOUR business relationships with, OR
26 financial interests in, businesses incorporated, located, based, OR with facilities OR offices
27 located in California, including the nature of each relationship, including the name of each
28 business, whether each business is incorporated, located, based OR has facilities OR offices

1 located in California, AND the nature of the relationship, including ANY goods OR services
2 provided.

3 **REQUEST FOR PRODUCTION NO. 21**

4 DOCUMENTS sufficient to show the ownership of STUDIVZ, including without
5 limitation PERSON'S names, amounts they contributed OR invested, AND their percent
6 ownership OR control on a by-PERSON basis.

7 **REQUEST FOR PRODUCTION NO. 22**

8 ALL DOCUMENTS RELATED TO universities, colleges, high schools, AND institutes
9 of higher learning located in California at which STUDIVZ provides OR provided services
10 including without limitation access to www.studivz.net, www.meinvz.net, www.studiqq.fr,
11 www.studiln.it, www.estudiln.net, www.studentix.pl AND www.schuelervz.net, including
12 without limitation University of California (ALL campuses), California State University (ALL
13 campuses), as well as the USERS OF STUDIVZ using email domains (*e.g.*, name@stanford.edu)
14 from those universities, colleges, high schools, AND institutes of higher learning.

15 **REQUEST FOR PRODUCTION NO. 23**

16 ALL versions of COMPUTER CODE YOU wrote, programmed OR helped develop that
17 RELATES TO www.studivz.net, www.schuelervz.net, www.meinvz.net, www.studiqq.fr,
18 www.studiln.it, www.estudiln.net, www.studentix.pl AND www.schuelervz.net.

19 **REQUEST FOR PRODUCTION NO. 24**

20 A copy of ALL executable versions of COMPUTER CODE YOU use, used, developed
21 OR helped develop that RELATES TO www.studivz.net, www.meinvz.net, www.studiqq.fr,
22 www.studiln.it, www.estudiln.net, www.studentix.pl AND www.schuelervz.net.

23 **REQUEST FOR PRODUCTION NO. 25**

24 ALL COMMUNICATIONS that RELATES TO FACEBOOK, its website, OR the servers
25 it uses, used, accesses OR accessed.

26 **REQUEST FOR PRODUCTION NO. 26**

27 ALL COMMUNICATIONS that RELATES TO OR REFERS TO FACEBOOK.
28

REQUEST FOR PRODUCTION NO. 27

A copy of ALL versions of COMPUTER CODE (including, without limitation, source code, object code and scripts) YOU wrote, which YOU used, OR use OR for which YOU paid that was designed to extract information from any website, including thefacebook.com OR facebook.com.

REQUEST FOR PRODUCTION NO. 28

ALL DOCUMENTS related to any account YOU created to access any Facebook website, including thefacebook.com AND facebook.com.

REQUEST FOR PRODUCTION NO. 29

ALL COMMUNICATIONS OR DOCUMENTS concerning or that RELATE TO the use of any server, including proxy server, to access FACEBOOK's server(s) OR website(s).

REQUEST FOR PRODUCTION NO. 30

ALL DOCUMENTS reflecting, associated with, OR that RELATE TO any of YOUR responses to Interrogatories in this action.

Dated: September 9, 2008

ORRICK, HERRINGTON & SUTCLIFFE LLP

I. NEEL CHATTERJEE
Attorneys for Plaintiff
FACEBOOK, INC.

1 GARY E. WEISS (STATE BAR NO. 122962)
gweiss@orrick.com
2 I. NEEL CHATTERJEE (STATE BAR NO. 173985)
nchatterjee@orrick.com
3 JULIO C. AVALOS (STATE BAR NO. 255350)
javalos@orrick.com
4 ORRICK, HERRINGTON & SUTCLIFFE LLP
1000 Marsh Road
5 Menlo Park, CA 94025
Telephone: +1-650-614-7400
6 Facsimile: +1-650-614-7401

7 WARRINGTON S. PARKER (STATE BAR NO. 148003)
wparker@orrick.com
8 ORRICK, HERRINGTON & SUTCLIFFE LLP
The Orrick Building
9 405 Howard Street
San Francisco, CA 94105-2669
10 Telephone: +1-415-773-5700
Facsimile: +1-415-773-5759
11

12 Attorneys for Plaintiff
FACEBOOK, INC.

13 UNITED STATES DISTRICT COURT
14 NORTHERN DISTRICT OF CALIFORNIA
15
16 SAN JOSE DIVISION

17 FACEBOOK, INC.,

18 Plaintiff,

19 v.

20 STUDIVZ LTD., VERLAGSGRUPPE
21 GEORG VON HOLTZBRINCK GmBH,
HOTLZBRINCK NETWORKS GmBH,
22 HOLTZBRINCK VENTURES GmBH, and
DOES 1-25,

23 Defendant.
24

Case No. 5:08-cv-03468 JF

**FACEBOOK, INC.'S FIRST SET OF
REQUESTS FOR PRODUCTION TO
DEFENDANT STUDIVZ LTD.
RELATING TO PERSONAL
JURISDICTION**

25 YOU ARE HEREBY REQUESTED, pursuant to Rule 34 of the Federal Rules of
26 Civil Procedure, to respond to the following requests for production separately and fully, in
27 writing, and under penalty of perjury, within thirty (30) days after service or whatever date is
28 ordered by the Court, whichever is sooner.

DEFINITIONS

A. “ANY” shall be understood to include and encompass “ALL.” As used herein, the singular shall always include the plural and the present tense shall also include the past tense. The words “AND” as well as “OR” shall be construed disjunctively or conjunctively as necessary to bring within the scope of this request ALL DOCUMENTS or things that might otherwise be construed to be outside its scope.

B. The terms “PERSON” and “PERSONS” mean both natural persons and legal entities, including without limitation, corporations, companies, firms, partnerships, joint ventures, proprietorships, associations, and governmental bodies or agencies. Unless noted otherwise, references to any person, entity or party herein include its, his, or her agents, attorneys, employees, employers, officers, directors, or others acting on or purporting to act on behalf of said person, entity, or party.

C. “EVIDENCE” or any variant thereof, including but not limited to “EVIDENCING,” when used in connection with any document, shall be understood to apply if the document directly or indirectly mentions, discusses, constitutes, concerns, supports contradicts, relates to, refers to, or in any other way deals with the subject matter described in the request in which the term appears.

D. “REFER TO” or “RELATE TO” as used herein mean pertaining to, relevant to, material to, evidencing, affecting, comprising, discussing, dealing with, considering or otherwise concerning in any manner whatsoever the subject matter of the inquiry.

E. As used herein, the term “DOCUMENT” means the original and each non-identical copy of any written, printed, typed, recorded, computerized, electronic, taped, graphic, or other matter, in whatever form, whether in final or draft, including but not limited to all materials that constitute “writings” or “recordings” or “photographs” within the broadest meaning of Rule 34 of the Federal Rules of Civil Procedure. The word “Document” includes, without limitation, printed matter, electronic mail, materials stored on computer hard drives, diskettes, tapes, any other computer media, recorded voice mail messages and any other information stored magnetically, optically or electronically.

1 F. "COMMUNICATION" as used herein means any contact, oral or documentary,
 2 formal or informal, at any place or under any circumstances whatsoever whereby information of
 3 any nature is transmitted or transferred, including without limitation, any note, memorandum or
 4 other record thereof, or a single person seeing or hearing any information by any means.

5 G. "STUDIVZ," "YOU," "YOUR," means defendant StudiVZ, Ltd. and its directors,
 6 officers, parents, subsidiaries, predecessors, successors, assigns, agents, servants, employees,
 7 investigators, attorneys, AND ALL other persons and entities representing it acting on its behalf,
 8 OR purporting to act on its behalf, including without limitation, Ehassan Dariani and Dennis
 9 Bemann.

10 H. "FACEBOOK" means, without limitation, Facebook, Inc. (formerly
 11 TheFacebook, Inc.), its past and present parents, subsidiaries, affiliates, predecessors, divisions,
 12 officers, directors, trustees, employees, staff members, agents, counsel, representatives,
 13 consultants, AND ALL PERSONS acting or purporting to act on its behalf.

14 I. "USERS OF STUDIVZ" means, without limitation, PERSONS registered to use
 15 the services provided by STUDIVZ, including without limitation, those provided at the
 16 www.studivz.net website, the www.meinvz.net website, the www.studiqq.fr website,
 17 www.studiln.it website, the www.estudiln.net website, the www.studentix.pl website, and the
 18 www.schuelervz.net website.

19 J. "USERS OF FACEBOOK" means, without limitation, PERSONS registered to
 20 use the services provided by FACEBOOK at www.facebook.com and, previously,
 21 www.thefacebook.com.

22 K. "COMPUTER CODE" means scripts, programs, or other code that YOU use or
 23 used or developed or in any way participated or assisted in the development thereof, in any
 24 computer language (such as "PHP" or "Perl").

25 **INSTRUCTIONS**

26 A. In responding to the following requests, you are required to provide ALL
 27 DOCUMENTS that are available to YOU or within YOUR control, including DOCUMENTS in
 28 the possession of YOUR attorneys, investigators, employees, agents, representatives, and

1 guardians or any other person acting on YOUR behalf, and not merely DOCUMENTS from
2 YOUR own personal files.

3 B. If YOU object to any of the requests, YOU must state the grounds for any
4 objection(s). If YOU object to only part of a request, YOU must state the objection and the
5 grounds for any objection(s) and respond to the remainder of the request.

6 C. If YOU object to the production of any document on the grounds that it is
7 protected from disclosure by the attorney-client privilege, work-product doctrine, or any other
8 privilege, YOU are requested to identify each document for which the privilege is claimed and
9 give ALL information required by applicable case law, including but not limited to the following:

- 10 a. the name of the writer, sender, or initiator of each copy of
11 the document;
- 12 b. the name of the recipient, addressee, or party to whom any
13 copy of the document was sent;
- 14 c. the date of each copy of the document, if any, or an estimate
15 of its date;
- 16 d. a statement of the basis for the claim of privilege; and
- 17 e. description of the document sufficient for the Court to rule
18 on the applicability and appropriateness of the claimed privilege.

17 **REQUESTS FOR PRODUCTION**

18 **REQUEST FOR PRODUCTION NO. 1:**

19 ALL DOCUMENTS that RELATE TO ANY contracts OR agreements between YOU
20 AND ANY business licensed, located, based, OR incorporated in California OR ANY PERSON
21 currently OR formerly residing OR domiciled in California.

22 **REQUEST FOR PRODUCTION NO. 2:**

23 ALL DOCUMENTS that RELATE TO ANY USER OF STUDIVZ residing OR
24 domiciled in California, including ALL COMMUNICATIONS.

25 **REQUEST FOR PRODUCTION NO. 3**

26 ALL DOCUMENTS that RELATE TO ANY COMMUNICATION between YOU AND
27 FACEBOOK.

REQUEST FOR PRODUCTION NO. 4

DOCUMENTS sufficient to IDENTIFY the number AND amount of sales of goods AND services sold OR provided by YOU to current OR former California residents, including PERSONS, businesses, AND USERS of STUDIVZ.

REQUEST FOR PRODUCTION NO. 5

DOCUMENTS THAT RELATED TO the relationship of VERLAGSGRUPPE GEORG VON HOLTZBRINCK GmbH, HOTLZBRINCK NETWORKS GmbH, AND HOLTZBRINCK VENTURES GmbH to OR with STUDIVZ, including without limitation, the investments of VERLAGSGRUPPE GEORG VON HOLTZBRINCK GmbH, HOTLZBRINCK NETWORKS GmbH, AND HOLTZBRINCK VENTURES GmbH, in, AND control OR influence over STUDIVZ.

REQUEST FOR PRODUCTION NO. 6

DOCUMENTS sufficient to describe in detail the organizational structure of STUDIVZ from their creation until the present, including DOCUMENTS sufficient to identify ALL shareholders, officers, employees, investors, AND directors.

REQUEST FOR PRODUCTION NO. 7

DOCUMENTS that RELATE TO STUDIVZ's business OR corporate records, including without limitation, meeting minutes, Articles of Incorporation, operating agreements, stock agreements, AND ANY DOCUMENTS that RELATE TO STUDIVZ's observance of corporate formalities, as well as Units, Capital Accounts, AND Management Reports

REQUEST FOR PRODUCTION NO. 8

DOCUMENTS that RELATE TO STUDIVZ's financial history, including without limitation, financial reports, profit/loss statements, budgets, financial planning DOCUMENTS, accounts payable, accounts receivable, AND loan DOCUMENTS, as well as Financial Reports, Capital Accounts, AND Adjusted Capital Accounts.

REQUEST FOR PRODUCTION NO. 9

DOCUMENTS that RELATE TO ANY contacts OR COMMUNICATIONS YOU have had with PERSONS currently OR formerly residing OR domiciled in California; businesses

(including without limitation, Internet search engines providers such as Google Inc. AND Yahoo! Inc., server providers, advertising agencies, advertisers, Internet service providers, computer equipment providers, YOUR licensors AND licensees) currently OR formerly located, licensed, based, OR incorporated in California; AND universities, colleges, high schools located in California, including without limitation, letters, emails, advertising materials, business solicitations, business contacts, telephonic conversations, facsimile transmissions, AND trips to California.

REQUEST FOR PRODUCTION NO. 10

DOCUMENTS sufficient to show, on a monthly basis, how many USERS OF STUDIVZ have been registered on www.studivz.net, www.meinvz.net, www.studiqq.fr, www.studiln.it, www.estudiln.net, www.studentix.pl, AND www.schuelervz.net since October 2005, AND how many of those USERS OF STUDIVZ are residents of California.

REQUEST FOR PRODUCTION NO. 11

DOCUMENTS sufficient to show the number AND amount of accounts receivable owed YOU by California residents, including PERSONS AND entities, as well as the goods AND services for which the individual accounts receivable are owed to.

REQUEST FOR PRODUCTION NO. 12

DOCUMENTS sufficient to show ALL of YOUR current AND former personal OR real property currently OR previously located in California.

REQUEST FOR PRODUCTION NO. 13

ALL contracts involving YOU in which California law governs.

REQUEST FOR PRODUCTION NO. 14

ALL DOCUMENTS RELATED TO instances when YOU accessed FACEBOOK website, www.facebook.com OR www.thefacebook.com.

REQUEST FOR PRODUCTION NO. 15

IDENTIFY ALL of YOUR licenses OR registrations regarding the ability to do business in California.

REQUEST FOR PRODUCTION NO. 16

ALL DOCUMENTS RELATED TO the services provided by www.studivz.net, www.meinvz.net, www.studiqq.fr, www.studiln.it, www.estudiln.net, www.studentix.pl, AND www.schuelervz.net to USERS OF STUDIVZ, including how they are provided.

REQUEST FOR PRODUCTION NO. 17

ALL DOCUMENTS RELATED TO the circumstances surrounding the formation of STUDIVZ as a company, including filings, investments, communications, capitalization, directors, officers, attorneys, investors, AND reasons for the formation.

REQUEST FOR PRODUCTION NO. 18

ALL DOCUMENTS RELATED TO current AND former directors, officers, employees, AND agents of STUDIVZ, including DOCUMENTS RELATED TO dates in these positions, duties, authorities, AND responsibilities.

REQUEST FOR PRODUCTION NO. 19

ALL DOCUMENTS RELATED TO YOUR promotions AND marketing activities directed, at least in part, at California residents.

REQUEST FOR PRODUCTION NO. 20

DOCUMENTS sufficient to identify ALL of YOUR business relationships with, OR financial interests in, businesses incorporated, located, based, OR with facilities OR offices located in California, including the nature of each relationship, including the name of each business, whether each business is incorporated, located, based OR has facilities OR offices located in California, AND the nature of the relationship, including ANY goods OR services provided.

REQUEST FOR PRODUCTION NO. 21

DOCUMENTS sufficient to show the ownership of STUDIVZ, including without limitation PERSON'S names, amounts they contributed OR invested, AND their percent ownership OR control on a by-PERSON basis.

REQUEST FOR PRODUCTION NO. 22

ALL DOCUMENTS RELATED TO universities, colleges, high schools, AND institutes

of higher learning located in California at which STUDIVZ provides OR provided services including without limitation access to www.studivz.net, www.meinvz.net, www.studiqq.fr, www.studiln.it, www.estudiln.net, www.studentix.pl, AND www.schuelervz.net, including without limitation University of California (ALL campuses), California State University (ALL campuses), as well as the USERS OF STUDIVZ using email domains (*e.g.*, name@stanford.edu) from those universities, colleges, high schools, AND institutes of higher learning.

REQUEST FOR PRODUCTION NO. 23

ALL versions of COMPUTER CODE YOU wrote, programmed OR helped develop that RELATES TO www.studivz.net, www.meinvz.net, www.studiqq.fr, www.studiln.it, www.estudiln.net, www.studentix.pl, AND www.schuelervz.net.

REQUEST FOR PRODUCTION NO. 24

A copy of ALL executable versions of COMPUTER CODE YOU use, used, developed OR helped develop that RELATES TO www.studivz.net, www.meinvz.net, www.studiqq.fr, www.studiln.it, www.estudiln.net, www.studentix.pl, AND www.schuelervz.net.

REQUEST FOR PRODUCTION NO. 25

ALL COMMUNICATIONS that RELATES TO FACEBOOK, its website, OR the servers it uses, used, accesses OR accessed.

REQUEST FOR PRODUCTION NO. 26

ALL COMMUNICATIONS that RELATES TO OR REFERS TO FACEBOOK.

REQUEST FOR PRODUCTION NO. 27

A copy of ALL versions of COMPUTER CODE (including, without limitation, source code, object code and scripts) YOU wrote, which YOU used, OR use OR for which YOU paid that was designed to extract information from any website, including thefacebook.com OR facebook.com.

REQUEST FOR PRODUCTION NO. 28

ALL DOCUMENTS related to any account YOU created to access any Facebook website, including thefacebook.com AND facebook.com.

1 **REQUEST FOR PRODUCTION NO. 29**

2 ALL COMMUNICATIONS OR DOCUMENTS concerning or that RELATE TO the use
3 of any server, including proxy server, to access FACEBOOK's server(s) OR website(s).

4 **REQUEST FOR PRODUCTION NO. 30**

5 ALL DOCUMENTS reflecting, associated with, OR that RELATE TO any of YOUR
6 responses to Interrogatories in this action.

7
8 Dated: September 9, 2008

ORRICK, HERRINGTON & SUTCLIFFE LLP

9
10
11

I. NEEL CHATTERJEE
12 Attorneys for Plaintiff
13 FACEBOOK, INC.
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

1 GARY E. WEISS (STATE BAR NO. 122962)
gweiss@orrick.com
2 I. NEEL CHATTERJEE (STATE BAR NO. 173985)
nchatterjee@orrick.com
3 JULIO C. AVALOS (STATE BAR NO. 255350)
javalos@orrick.com
4 ORRICK, HERRINGTON & SUTCLIFFE LLP
1000 Marsh Road
5 Menlo Park, CA 94025
Telephone: +1-650-614-7400
6 Facsimile: +1-650-614-7401

7 WARRINGTON S. PARKER (STATE BAR NO. 148003)
wparker@orrick.com
8 ORRICK, HERRINGTON & SUTCLIFFE LLP
The Orrick Building
9 405 Howard Street
San Francisco, CA 94105-2669
10 Telephone: +1-415-773-5700
Facsimile: +1-415-773-5759
11

12 Attorneys for Plaintiff
FACEBOOK, INC.

13 UNITED STATES DISTRICT COURT
14 NORTHERN DISTRICT OF CALIFORNIA
15
16 SAN JOSE DIVISION

17 FACEBOOK, INC.,

18 Plaintiff,

19 v.

20 STUDIVZ LTD., VERLAGSGRUPPE
21 GEORG VON HOLTZBRINCK GmBH,
HOTLZBRINCK NETWORKS GmBH,
22 HOLTZBRINCK VENTURES GmBH, and
DOES 1-25,

23 Defendants.
24

Case No. 5:08-cv-03468 JF

**FACEBOOK, INC.'S FIRST SET OF
REQUESTS FOR PRODUCTION TO
DEFENDANT VERLAGSGRUPPE
GEORG VON HOLTZBRINCK
GmBH RELATING TO PERSONAL
JURISDICTION**

25 YOU ARE HEREBY REQUESTED, pursuant to Rule 34 of the Federal Rules of
26 Civil Procedure, to respond to the following requests for production separately and fully, in
27 writing, and under penalty of perjury, within thirty (30) days after service or whatever date is
28 ordered by the Court, whichever is sooner.

DEFINITIONS

A. "ANY" shall be understood to include and encompass "ALL." As used herein, the singular shall always include the plural and the present tense shall also include the past tense. The words "AND" as well as "OR" shall be construed disjunctively or conjunctively as necessary to bring within the scope of this request ALL DOCUMENTS or things that might otherwise be construed to be outside its scope.

B. The terms "PERSON" and "PERSONS" mean both natural persons and legal entities, including without limitation, corporations, companies, firms, partnerships, joint ventures, proprietorships, associations, and governmental bodies or agencies. Unless noted otherwise, references to any person, entity or party herein include its, his, or her agents, attorneys, employees, employers, officers, directors, or others acting on or purporting to act on behalf of said person, entity, or party.

C. "EVIDENCE" or any variant thereof, including but not limited to "EVIDENCING," when used in connection with any document, shall be understood to apply if the document directly or indirectly mentions, discusses, constitutes, concerns, supports contradicts, relates to, refers to, or in any other way deals with the subject matter described in the request in which the term appears.

D. "REFER TO" or "RELATE TO" as used herein mean pertaining to, relevant to, material to, evidencing, affecting, comprising, discussing, dealing with, considering or otherwise concerning in any manner whatsoever the subject matter of the inquiry.

E. As used herein, the term "DOCUMENT" means the original and each non-identical copy of any written, printed, typed, recorded, computerized, electronic, taped, graphic, or other matter, in whatever form, whether in final or draft, including but not limited to all materials that constitute "writings" or "recordings" or "photographs" within the broadest meaning of Rule 34 of the Federal Rules of Civil Procedure. The word "Document" includes, without limitation, printed matter, electronic mail, materials stored on computer hard drives, diskettes, tapes, any other computer media, recorded voice mail messages and any other information stored magnetically, optically or electronically.

1 F. "COMMUNICATION" as used herein means any contact, oral or documentary,
 2 formal or informal, at any place or under any circumstances whatsoever whereby information of
 3 any nature is transmitted or transferred, including without limitation, any note, memorandum or
 4 other record thereof, or a single person seeing or hearing any information by any means.

5 G. "VERLAGSGRUPPE GEORG VON HOLTZBRINCK GmbH," "YOU,"
 6 "YOUR," means defendant Verlasgruppe Georg Von Holtzbrinck GmbH and its directors,
 7 officers, parents, subsidiaries, predecessors, successors, assigns, agents, servants, employees,
 8 investigators, attorneys, AND ALL other persons and entities representing it acting on its behalf,
 9 OR purporting to act on its behalf.

10 H. "STUDIVZ" means defendant StudiVZ, Ltd. and its directors, officers, parents,
 11 subsidiaries, predecessors, successors, assigns, agents, servants, employees, investigators,
 12 attorneys, AND ALL other persons and entities representing it acting on its behalf, OR purporting
 13 to act on its behalf, including without limitation, Ehassan Dariani and Dennis Bemann.

14 I. "FACEBOOK" means, without limitation, Facebook, Inc. (formerly
 15 TheFacebook, Inc.), its past and present parents, subsidiaries, affiliates, predecessors, divisions,
 16 officers, directors, trustees, employees, staff members, agents, counsel, representatives,
 17 consultants, AND ALL PERSONS acting or purporting to act on its behalf.

18 J. "USERS OF STUDIVZ" means, without limitation, PERSONS registered to use
 19 the services provided by STUDIVZ, including without limitation, those provided at the
 20 www.studivz.net website, the www.meinvz.net website, the www.schuelervz.net, the
 21 www.studiqq.fr website, www.studiln.it website, the www.estudiln.net website, the
 22 www.studentix.pl website, and the www.schuelervz.net website.

23 K. "USERS OF FACEBOOK" means, without limitation, PERSONS registered to
 24 use the services provided by FACEBOOK at www.facebook.com and, previously,
 25 www.thefacebook.com.

26 L. "COMPUTER CODE" means scripts, programs, or other code that YOU use or
 27 used or developed or in any way participated or assisted in the development thereof, in any
 28 computer language (such as "PHP" or "Perl").

INSTRUCTIONS

A. In responding to the following requests, you are required to provide ALL DOCUMENTS that are available to YOU or within YOUR control, including DOCUMENTS in the possession of YOUR attorneys, investigators, employees, agents, representatives, and guardians or any other person acting on YOUR behalf, and not merely DOCUMENTS from YOUR own personal files.

B. If YOU object to any of the requests, YOU must state the grounds for any objection(s). If YOU object to only part of a request, YOU must state the objection and the grounds for any objection(s) and respond to the remainder of the request.

C. If YOU object to the production of any document on the grounds that it is protected from disclosure by the attorney-client privilege, work-product doctrine, or any other privilege, YOU are requested to identify each document for which the privilege is claimed and give ALL information required by applicable case law, including but not limited to the following:

- a. the name of the writer, sender, or initiator of each copy of the document;
- b. the name of the recipient, addressee, or party to whom any copy of the document was sent;
- c. the date of each copy of the document, if any, or an estimate of its date;
- d. a statement of the basis for the claim of privilege; and
- e. description of the document sufficient for the Court to rule on the applicability and appropriateness of the claimed privilege.

REQUESTS FOR PRODUCTION

REQUEST FOR PRODUCTION NO. 1:

ALL DOCUMENTS that RELATE TO ANY contracts OR agreements between YOU AND ANY business licensed, located, based, OR incorporated in California OR ANY PERSON currently OR formerly residing OR domiciled in California.

REQUEST FOR PRODUCTION NO. 2:

ALL DOCUMENTS that RELATE TO ANY USER OF STUDIVZ residing OR domiciled in California, including ALL COMMUNICATIONS.

REQUEST FOR PRODUCTION NO. 3

ALL DOCUMENTS that RELATE TO ANY COMMUNICATION between YOU AND FACEBOOK.

REQUEST FOR PRODUCTION NO. 4

DOCUMENTS sufficient to IDENTIFY the number AND amount of sales of goods AND services sold OR provided by YOU to current OR former California residents, including PERSONS, businesses, AND USERS of STUDIVZ.

REQUEST FOR PRODUCTION NO. 5

DOCUMENTS THAT RELATE TO the relationship of VERLAGSGRUPPE GEORG VON HOLTZBRINCK GmbH, HOTLZBRINCK NETWORKS GmbH, AND HOLTZBRINCK VENTURES GmbH to OR with STUDIVZ, including without limitation, the investments of VERLAGSGRUPPE GEORG VON HOLTZBRINCK GmbH, HOTLZBRINCK NETWORKS GmbH, AND HOLTZBRINCK VENTURES GmbH, in, AND control OR influence over STUDIVZ.

REQUEST FOR PRODUCTION NO. 6

DOCUMENTS sufficient to describe in detail the organizational structure of VERLAGSGRUPPE GEORG VON HOLTZBRINCK GmbH from its creation until the present, including DOCUMENTS sufficient to identify ALL shareholders, officers, employees, investors, AND directors.

REQUEST FOR PRODUCTION NO. 7

DOCUMENTS that RELATE TO VERLAGSGRUPPE GEORG VON HOLTZBRINCK GmbH 's business OR corporate records, including without limitation, meeting minutes, Articles of Incorporation, operating agreements, stock agreements, AND ANY DOCUMENTS that RELATE TO VERLAGSGRUPPE GEORG VON HOLTZBRINCK GmbH's observance of corporate formalities, as well as Units, Capital Accounts, AND Management Reports

REQUEST FOR PRODUCTION NO. 8

DOCUMENTS that RELATE TO VERLAGSGRUPPE GEORG VON HOLTZBRINCK GmbH 's financial history, including without limitation, financial reports, profit/loss statements, budgets, financial planning DOCUMENTS, accounts payable, accounts receivable, AND loan DOCUMENTS, as well as Financial Reports, Capital Accounts, AND Adjusted Capital Accounts.

REQUEST FOR PRODUCTION NO. 9

DOCUMENTS that RELATE TO ANY contacts OR COMMUNICATIONS YOU have had with PERSONS currently OR formerly residing OR domiciled in California; businesses (including without limitation, Internet search engines providers such as Google Inc. AND Yahoo! Inc., server providers, advertising agencies, advertisers, Internet service providers, computer equipment providers, YOUR licensors AND licensees) currently OR formerly located, licensed, based, OR incorporated in California; AND universities, colleges, high schools located in California, including without limitation, letters, emails, advertising materials, business solicitations, business contacts, telephonic conversations, facsimile transmissions, AND trips to California.

REQUEST FOR PRODUCTION NO. 10

DOCUMENTS sufficient to show, on a monthly basis, how many USERS OF STUDIVZ have been registered on www.studivz.net, www.meinvz.net, www.studiqq.fr, www.studiln.it, www.estudiln.net, www.studentix.pl, AND www.schuelervz.net since October 2005, AND how many of those USERS OF STUDIVZ are residents of California.

REQUEST FOR PRODUCTION NO. 11

DOCUMENTS sufficient to show the number AND amount of accounts receivable owed YOU by California residents, including PERSONS AND entities, as well as the goods AND services for which the individual accounts receivable are owed to.

REQUEST FOR PRODUCTION NO. 12

DOCUMENTS sufficient to show ALL of YOUR current AND former personal OR real property currently OR previously located in California.

REQUEST FOR PRODUCTION NO. 13

ALL contracts involving YOU in which California law governs.

REQUEST FOR PRODUCTION NO. 14

ALL DOCUMENTS RELATED TO instances when YOU accessed FACEBOOK website, www.facebook.com OR www.thefacebook.com.

REQUEST FOR PRODUCTION NO. 15

IDENTIFY ALL of YOUR licenses OR registrations regarding the ability to do business in California.

REQUEST FOR PRODUCTION NO. 16

ALL DOCUMENTS RELATED TO the services provided by www.studivz.net, www.meinvz.net, www.studiqq.fr, www.studiln.it, www.estudiln.net, www.studentix.pl AND www.schuelervz.net to USERS OF STUDIVZ, including how they are provided.

REQUEST FOR PRODUCTION NO. 17

ALL DOCUMENTS RELATED TO ANY transaction OR transactions whereby VERLAGSGRUPPE GEORG VON HOLTZBRINCK GmbH invested in, gave money to, OR obtained an interest in STUDIVZ, including filings AND communications.

REQUEST FOR PRODUCTION NO. 18

ALL DOCUMENTS RELATED TO current AND former directors, officers, employees, AND agents of VERLAGSGRUPPE GEORG VON HOLTZBRINCK GmbH, including DOCUMENTS RELATED TO dates in these positions, duties, authorities, AND responsibilities.

REQUEST FOR PRODUCTION NO. 19

ALL DOCUMENTS RELATED TO YOUR promotions AND marketing activities directed, at least in part, at California residents.

REQUEST FOR PRODUCTION NO. 20

DOCUMENTS sufficient to identify ALL of YOUR business relationships with, OR financial interests in, businesses incorporated, located, based, OR with facilities OR offices located in California, including the nature of each relationship, including the name of each business, whether each business is incorporated, located, based OR has facilities OR offices

1 located in California, AND the nature of the relationship, including ANY goods OR services
2 provided.

3 **REQUEST FOR PRODUCTION NO. 21**

4 DOCUMENTS sufficient to show the ownership of STUDIVZ, including without
5 limitation PERSON'S names, amounts they contributed OR invested, AND their percent
6 ownership OR control on a by-PERSON basis.

7 **REQUEST FOR PRODUCTION NO. 22**

8 ALL DOCUMENTS RELATED TO universities, colleges, high schools, AND institutes
9 of higher learning located in California at which STUDIVZ provides OR provided services
10 including without limitation access to www.studivz.net, www.meinvz.net, www.studiqq.fr,
11 www.studiln.it, www.estudiln.net, www.studentix.pl AND www.schuelervz.net, including
12 without limitation University of California (ALL campuses), California State University (ALL
13 campuses), as well as the USERS OF STUDIVZ using email domains (*e.g.*, name@stanford.edu)
14 from those universities, colleges, high schools, AND institutes of higher learning.

15 **REQUEST FOR PRODUCTION NO. 23**

16 ALL versions of COMPUTER CODE YOU wrote, programmed OR helped that
17 RELATES TO www.studivz.net, www.meinvz.net, www.studiqq.fr, www.studiln.it,
18 www.estudiln.net, www.studentix.pl, AND www.schuelervz.net.

19 **REQUEST FOR PRODUCTION NO. 24**

20 A copy of ALL executable versions of COMPUTER CODE YOU use, used, developed
21 OR helped develop that RELATES TO www.studivz.net, www.meinvz.net, www.studiqq.fr,
22 www.studiln.it, www.estudiln.net, www.studentix.pl, AND [schuelervz.net](http://www.schuelervz.net).

23 **REQUEST FOR PRODUCTION NO. 25**

24 ALL COMMUNICATIONS that RELATES TO FACEBOOK, its website, OR the servers
25 it uses, used, accesses OR accessed.

26 **REQUEST FOR PRODUCTION NO. 26**

27 ALL COMMUNICATIONS that RELATES TO OR REFERS TO FACEBOOK.
28

REQUEST FOR PRODUCTION NO. 27

A copy of ALL versions of COMPUTER CODE (including, without limitation, source code, object code and scripts) YOU wrote, which YOU used, OR use OR for which YOU paid that was designed to extract information from any website, including thefacebook.com OR facebook.com.

REQUEST FOR PRODUCTION NO. 28

ALL DOCUMENTS related to any account YOU created to access any Facebook website, including thefacebook.com AND facebook.com.

REQUEST FOR PRODUCTION NO. 29

ALL COMMUNICATIONS OR DOCUMENTS concerning or that RELATE TO the use of any server, including proxy server, to access FACEBOOK's server(s) OR website(s).

REQUEST FOR PRODUCTION NO. 30

ALL DOCUMENTS reflecting, associated with, OR that RELATE TO any of YOUR responses to Interrogatories in this action.

Dated: September 9, 2008

ORRICK, HERRINGTON & SUTCLIFFE LLP

I. NEEL CHATTERJEE
Attorneys for Plaintiff
FACEBOOK, INC.

1 GARY E. WEISS (STATE BAR NO. 122962)
gweiss@orrick.com
2 I. NEEL CHATTERJEE (STATE BAR NO. 173985)
nchatterjee@orrick.com
3 JULIO C. AVALOS (STATE BAR NO. 255350)
javalos@orrick.com
4 ORRICK, HERRINGTON & SUTCLIFFE LLP
1000 Marsh Road
5 Menlo Park, CA 94025
Telephone: +1-650-614-7400
6 Facsimile: +1-650-614-7401

7 WARRINGTON S. PARKER (STATE BAR NO. 148003)
wparker@orrick.com
8 ORRICK, HERRINGTON & SUTCLIFFE LLP
The Orrick Building
9 405 Howard Street
San Francisco, CA 94105-2669
10 Telephone: +1-415-773-5700
Facsimile: +1-415-773-5759
11

12 Attorneys for Plaintiff
FACEBOOK, INC.

13 UNITED STATES DISTRICT COURT
14 NORTHERN DISTRICT OF CALIFORNIA
15 SAN JOSE DIVISION
16

17 FACEBOOK, INC.,

18 Plaintiff,

19 v.
20

21 STUDIVZ LTD., VERLAGSGRUPPE
GEORG VON HOLTZBRINCK GmBH,
HOTLZBRINCK NETWORKS GmBH,
22 HOLTZBRINCK VENTURES GmBH, and
DOES 1-25,

23 Defendants.
24

Case No. 5:08-cv-03468 JF

**FACEBOOK, INC.'S FIRST SET OF
SPECIAL INTERROGATORIES TO
DEFENDANT HOTLZBRINCK
NETWORKS GmBH RELATING TO
PERSONAL JURISDICTION**

25 Pursuant to Federal Rule of Civil Procedure 33, Plaintiff Facebook, Inc. ("Facebook")
26 hereby propounds the following interrogatories to be answered, under oath, by an officer or agent
27 of Defendant Holtzbrinck Networks GmBH, within 30 days after service of these interrogatories,
28 or whatever date is ordered by the Court, whichever is sooner, as required by Federal Rule of

1 Civil Procedure 33.

2 **DEFINITIONS**

3 A. "ANY" shall be understood to include and encompass "ALL." As used herein, the
4 singular shall always include the plural and the present tense shall also include the past tense.
5 The words "AND" as well as "OR" shall be construed disjunctively or conjunctively as necessary
6 to bring within the scope of this request all documents or things that might otherwise be construed
7 to be outside its scope.

8 B. The terms "PERSON" and "PERSONS" mean both natural persons and legal
9 entities, including without limitation, corporations, companies, firms, partnerships, joint ventures,
10 proprietorships, associations, and governmental bodies or agencies. Unless noted otherwise,
11 references to any person, entity or party herein include its, his, or her agents, attorneys,
12 employees, employers, officers, directors, or others acting on or purporting to act on behalf of
13 said person, entity, or party.

14 C. "EVIDENCE" or any variant thereof, including but not limited to
15 "EVIDENCING," when used in connection with any document, shall be understood to apply if
16 the document directly or indirectly mentions, discusses, constitutes, concerns, supports
17 contradicts, relates to, refers to, or in any other way deals with the subject matter described in the
18 request in which the term appears.

19 D. "REFER TO" or "RELATE TO" as used herein mean pertaining to, relevant to,
20 material to, evidencing, affecting, comprising, discussing, dealing with, considering or otherwise
21 concerning in any manner whatsoever the subject matter of the inquiry.

22 E. The term "DOCUMENT" means the original and each non-identical copy of ANY
23 written, printed, typed, recorded, computerized, electronic, taped, graphic, or other matter, in
24 whatever form, whether in final or draft, including but not limited to, ALL materials that
25 constitute "writings" or "recordings" or "photographs" within the broadest meaning of the term
26 "Writing" as defined in California Code of Evidence sections 250, 255, and 260, AND ALL
27 materials that constitute "documents" within the broadest meaning of Rule 34 of the Federal
28 Rules of Civil Procedure. DOCUMENT includes, without limitation, printed matter, electronic

1 mail, materials stored on computer hard drives, diskettes, tapes, ANY other computer media,
 2 recorded voice mail messages and ANY other information stored magnetically, optically or
 3 electronically.

4 F. "COMMUNICATION" as used herein means any contact, oral or documentary,
 5 formal or informal, at any place or under any circumstances whatsoever whereby information of
 6 any nature is transmitted or transferred, including without limitation, any note, memorandum or
 7 other record thereof, or a single person seeing or hearing any information by any means.

8 G. "COMMUNICATION" as used herein means any contact, oral or documentary,
 9 formal or informal, at any place or under any circumstances whatsoever whereby information of
 10 any nature is transmitted or transferred, including without limitation, any note, memorandum or
 11 other record thereof, or a single person seeing or hearing any information by any means.

12 H. "HOTLZBRINCK NETWORKS GmbH," "YOU," "YOUR," means defendant
 13 Verlagsgruppe Georg Von Holtzbrinck GmbH and its directors, officers, parents, subsidiaries,
 14 predecessors, successors, assigns, agents, servants, employees, investigators, attorneys, AND
 15 ALL other persons and entities representing it acting on its behalf, OR purporting to act on its
 16 behalf, including without limitation, Ehassan Dariani and Dennis Bemann.

17 I. "FACEBOOK" means, without limitation, Facebook, Inc. (formerly
 18 TheFacebook, Inc.), its past and present parents, subsidiaries, affiliates, predecessors, divisions,
 19 officers, directors, trustees, employees, staff members, agents, counsel, representatives,
 20 consultants, AND ALL PERSONS acting or purporting to act on its behalf.

21 J. "USERS OF STUDIVZ" means, without limitation, PERSONS registered to use
 22 the services provided by STUDIVZ, including without limitation, those provided at the
 23 www.studivz.net website, the www.meinvz.net website, the www.schuelervz.net, the
 24 www.studiqq.fr website, www.studiln.it website, the www.estudiln.net website, the
 25 www.studentix.pl website and the www.schuelervz.net website.

26 K. "USERS OF FACEBOOK" means, without limitation, PERSONS registered to
 27 use the services provided by FACEBOOK at www.facebook.com and, previously,
 28 www.thefacebook.com.

INSTRUCTIONS

1
2 1. If YOU object to any of the interrogatories herein on privilege grounds, state the
3 privilege claimed and describe the facts giving rise to the privilege claim in sufficient detail so
4 that the Court can adjudicate the validity of the claim.

5 2. "IDENTIFY," when used with respect to a natural person, means state the name,
6 current telephone number and current home or business address of the person(s). If current
7 information is not available, please provide the last available information regarding the person(s).

8 3. "IDENTIFY," and all variants including "IDENTITY" when used with respect to
9 any entity, means state the name, place and date of incorporation or organization, principal place
10 of business, and the identity of all natural persons having knowledge of the matter with respect to
11 which it is named in an answer to an interrogatory.

12 4. To "IDENTIFY" a document means:

13 a. to refer to the document's identification or exhibit number if the document
14 has been previously produced or used in discovery or to attach a true copy of the document to the
15 interrogatory answers and to state the document's title and date, or if unknown, the approximate
16 date of creation;

17 b. to identify each person who signed or participated in the preparation of the
18 document;

19 c. to identify each person who is an addressee, including each person to
20 whom a copy was to be sent or who received a copy of the document;

21 d. to summarize the subject matter of the document;

22 e. to provide the present location of the document and the identity of the
23 custodian of the original and each copy thereof; and

24 f. if the document no longer exists, to give the date on which it was
25 destroyed, the identity of the person who destroyed it, and the person under whose authority it
26 was destroyed.

7. If YOU cannot answer any interrogatory in full, answer to the extent YOU are able to do so, state the reason for YOUR inability to answer further, and state the knowledge or information available to YOU concerning the unanswered portion.

9. Each answer should be preceded by a reiteration of the full interrogatory to which it responds.

INTERROGATORIES

Describe in detail AND IDENTIFY ALL contacts AND COMMUNICATIONS YOU have had with PERSONS (including without limitation, USERS OF STUDIVZ AND USERS OF FACEBOOK) currently OR formerly residing OR domiciled in California. In doing so, IDENTIFY the PERSONS contacted, the location AND time where any such contact OR event occurred, AND the subject matter of the contact OR COMMUNICATION.

Describe in detail AND IDENTIFY ALL contacts AND COMMUNICATIONS YOU have had with businesses (including without limitation, Internet search engines providers such as

Google Inc. AND Yahoo! Inc., server providers, advertising agencies, advertisers, Internet service providers, computer equipment providers, YOUR licensors AND licensees) currently OR formerly located, licensed, based, OR incorporated in California. In doing so, IDENTIFY the PERSONS contacted, the location AND time where any such contact OR event occurred, AND the subject matter of the contact OR COMMUNICATION.

INTERROGATORY NO. 3:

Describe in detail AND IDENTIFY ALL contacts AND COMMUNICATIONS YOU have had with universities AND colleges located in California, including without limitation, letters, emails, advertising materials, business solicitations, business contacts, telephonic conversations, facsimile transmissions. In doing so, IDENTIFY the PERSONS contacted, the location AND time where any such contact OR event occurred, AND the subject matter of the contact OR COMMUNICATION.

INTERROGATORY NO. 4:

Describe in detail AND IDENTIFY ALL of YOUR trips to California. In doing so, IDENTIFY the PERSONS contacted, the location AND time where any such contact OR event occurred, AND the subject matter of the contact OR COMMUNICATION.

INTERROGATORY NO. 5:

IDENTIFY, on a monthly basis, how many USERS OF STUDIVZ have been registered at the www.studivz.net website, the www.meinvz.net website, the www.studiqq.fr website, www.studiln.it website, the www.estudiln.net website, the www.studentix.pl website AND the www.schuelervz.net website since October 2005, AND how many of those USERS OF STUDIVZ are residents of, OR PERSONS domiciled in, California.

INTERROGATORY NO. 6:

IDENTIFY the number AND amount of accounts receivable owed YOU by PERSONS that, OR who, are California residents OR PERSONS domiciled in California. In doing so, IDENTIFY the goods AND services for which the individual accounts receivable are owed.

INTERROGATORY NO. 7:

IDENTIFY ALL instances in which YOU have been in California, including without

1 limitation, business, trips, OR recreational trips; living, residing OR domiciling in California;
2 AND flying OR driving to OR through California. In doing so, IDENTIFY the dates of ALL
3 occurrences AND the length of the stay in California.

4 **INTERROGATORY NO. 8:**

5 IDENTIFY ALL of YOUR current AND former personal OR real property currently OR
6 previously located in California.

7 **INTERROGATORY NO. 9:**

8 IDENTIFY ALL contracts AND agreements involving YOU in which California law
9 governs AND/OR in which the parties to the contract OR agreement agreed as to the jurisdiction
10 of California state courts AND/OR United States federal courts located in California.

11 **INTERROGATORY NO. 10:**

12 IDENTIFY occurrences when YOU AND/OR ANY PERSON on YOUR behalf,
13 including without limitation, Ehssan Dariani and Dennis Bemman, accessed the website,
14 www.facebook.com OR www.thefacebook.com, AND the purposes of each access, including
15 without limitation, ANY COMMUNICATIONS that RELATE TO ANY of the occurrences AND
16 IDENTIFY the USER OF FACEBOOK OR registrant accounts OR email addresses used to
17 access the facebook.com website.

18 **INTERROGATORY NO. 11:**

19 IDENTIFY ALL of YOUR licenses OR registrations regarding the ability to do business
20 in California.

21 **INTERROGATORY NO. 12:**

22 IDENTIFY the first date YOU knew OR believed that FACEBOOK, its servers, facilities,
23 offices, OR personnel were located in California.

24 **INTERROGATORY NO. 13:**

25 IDENTIFY the services provided through the www.studivz.net website, the
26 www.meinvz.net website, the www.studiqq.fr website, www.studiln.it website, the
27 www.estudiln.net website, the www.studentix.pl website AND the www.schuelervz.net website
28 to USERS OF STUDIVZ, including without limitation, how the services are provided.

INTERROGATORY NO. 14:

IDENTIFY ALL USERS OF FACEBOOK employed by OR formerly employed by YOU, including including without limitation, any PERSONS who are OR were full-time or part-time employees, independent contractor or agents of YOU, AND their respective email addresses.

INTERROGATORY NO. 15:

IDENTIFY ALL PERSONS responsible in any manner for the design, programming and maintenance of the www.studivz.net website, including without limitation, location of the PERSON, job descriptions, authorities, dates in these positions, duties, AND responsibilities.

INTERROGATORY NO. 16:

IDENTIFY ALL PERSONS responsible in any manner for the design, programming and maintenance of the www.meinvz.net website, the www.studiqq.fr website, www.studiln.it website, the www.estudiln.net website, the www.studentix.pl website AND the www.schuelervz.net website, including without limitation, location of the PERSON, job descriptions, authorities, dates in these positions, duties, AND responsibilities.

INTERROGATORY NO. 17:

IDENTIFY current AND former directors, officers, employees, AND agents of STUDIVZ, including without limitation, dates in these positions, duties, job descriptions, authorities, AND responsibilities.

INTERROGATORY NO. 18:

IDENTIFY ALL of YOUR advertising, promotions AND marketing activities directed, at least in part, at California residents.

INTERROGATORY NO. 19:

IDENTIFY ALL of YOUR business relationships with, OR financial interests in, businesses currently OR formerly incorporated, licensed, located, based, OR with facilities OR offices located in California, including without limitation, the nature of each relationship, the IDENTITY of each business, AND whether each business is incorporated, licensed, located, based OR has facilities OR offices located in California.

INTERROGATORY NO. 20:

IDENTIFY ALL reasons why defending this lawsuit in California would burden YOU.

INTERROGATORY NO. 21:

IDENTIFY the ownership of HOTLZBRINCK NETWORKS GmbH, including without limitation, PERSON'S names, amounts they contributed OR invested, AND their percent ownership OR control (including without limitation, Capital Contributions, Percent Interest, Equity Units, Non-Equity Units, Voting Units) on a by-PERSON basis.

INTERROGATORY NO. 22:

IDENTIFY the location of YOUR offices, facilities, server/equipment locations.

INTERROGATORY NO. 23:

IDENTIFY ALL universities, colleges AND institutes of higher learning located in California at which STUDIVZ provides OR provided services including without limitation, access to the www.studivz.net website, the www.meinvz.net website, the www.studiqq.fr website, www.studiln.it website, the www.estudiln.net website, the www.studentix.pl website AND the www.schuelervz.net website, including without limitation University of California (all campuses), California State University (all campuses), as well as the USERS OF STUDIVZ using email domains (*e.g.*, name@stanford.edu) from those universities, colleges, high schools, AND institutes of higher learning.

Dated: September 9, 2008

ORRICK, HERRINGTON & SUTCLIFFE LLP

I. NEEL CHATTERJEE
Attorneys for Plaintiff
FACEBOOK, INC.

1 GARY E. WEISS (STATE BAR NO. 122962)
gweiss@orrick.com
2 I. NEEL CHATTERJEE (STATE BAR NO. 173985)
nchatterjee@orrick.com
3 JULIO C. AVALOS (STATE BAR NO. 255350)
javalos@orrick.com
4 ORRICK, HERRINGTON & SUTCLIFFE LLP
1000 Marsh Road
5 Menlo Park, CA 94025
Telephone: +1-650-614-7400
6 Facsimile: +1-650-614-7401

7 WARRINGTON S. PARKER (STATE BAR NO. 148003)
wparker@orrick.com
8 ORRICK, HERRINGTON & SUTCLIFFE LLP
The Orrick Building
9 405 Howard Street
San Francisco, CA 94105-2669
10 Telephone: +1-415-773-5700
Facsimile: +1-415-773-5759
11

12 Attorneys for Plaintiff
FACEBOOK, INC.

13 UNITED STATES DISTRICT COURT
14 NORTHERN DISTRICT OF CALIFORNIA
15
16 SAN JOSE DIVISION

17 FACEBOOK, INC.,

18 Plaintiff,

19 v.

20 STUDIVZ LTD., VERLAGSGRUPPE
21 GEORG VON HOLTZBRINCK GmBH,
HOTLZBRINCK NETWORKS GmBH,
22 HOLTZBRINCK VENTURES GmBH, and
DOES 1-25,

23 Defendants.
24

Case No. 5:08-cv-03468 JF

**FACEBOOK, INC.'S FIRST SET OF
SPECIAL INTERROGATORIES TO
DEFENDANT HOLTZBRINCK
VENTURES GmBH RELATING TO
PERSONAL JURISDICTION
RELATING TO PERSONAL
JURISDICTION**

25 Pursuant to Federal Rule of Civil Procedure 33, Plaintiff Facebook, Inc. ("Facebook")
26 hereby propounds the following interrogatories to be answered, under oath, by an officer or agent
27 of Defendant Holtzbrinck Ventures GmBH, within 30 days after service of these interrogatories,
28 or whatever date is ordered by the Court, whichever is sooner, as required by Federal Rule of

1 Civil Procedure 33.

2 **DEFINITIONS**

3 A. “ANY” shall be understood to include and encompass “ALL.” As used herein, the
4 singular shall always include the plural and the present tense shall also include the past tense.
5 The words “AND” as well as “OR” shall be construed disjunctively or conjunctively as necessary
6 to bring within the scope of this request all documents or things that might otherwise be construed
7 to be outside its scope.

8 B. The terms “PERSON” and “PERSONS” mean both natural persons and legal
9 entities, including without limitation, corporations, companies, firms, partnerships, joint ventures,
10 proprietorships, associations, and governmental bodies or agencies. Unless noted otherwise,
11 references to any person, entity or party herein include its, his, or her agents, attorneys,
12 employees, employers, officers, directors, or others acting on or purporting to act on behalf of
13 said person, entity, or party.

14 C. “EVIDENCE” or any variant thereof, including but not limited to
15 “EVIDENCING,” when used in connection with any document, shall be understood to apply if
16 the document directly or indirectly mentions, discusses, constitutes, concerns, supports
17 contradicts, relates to, refers to, or in any other way deals with the subject matter described in the
18 request in which the term appears.

19 D. “REFER TO” or “RELATE TO” as used herein mean pertaining to, relevant to,
20 material to, evidencing, affecting, comprising, discussing, dealing with, considering or otherwise
21 concerning in any manner whatsoever the subject matter of the inquiry.

22 E. The term “DOCUMENT” means the original and each non-identical copy of ANY
23 written, printed, typed, recorded, computerized, electronic, taped, graphic, or other matter, in
24 whatever form, whether in final or draft, including but not limited to, ALL materials that
25 constitute “writings” or “recordings” or “photographs” within the broadest meaning of the term
26 “Writing” as defined in California Code of Evidence sections 250, 255, and 260, AND ALL
27 materials that constitute “documents” within the broadest meaning of Rule 34 of the Federal
28 Rules of Civil Procedure. DOCUMENT includes, without limitation, printed matter, electronic

1 mail, materials stored on computer hard drives, diskettes, tapes, ANY other computer media,
2 recorded voice mail messages and ANY other information stored magnetically, optically or
3 electronically.

4 F. "COMMUNICATION" as used herein means any contact, oral or documentary,
5 formal or informal, at any place or under any circumstances whatsoever whereby information of
6 any nature is transmitted or transferred, including without limitation, any note, memorandum or
7 other record thereof, or a single person seeing or hearing any information by any means.

8 G. "COMMUNICATION" as used herein means any contact, oral or documentary,
9 formal or informal, at any place or under any circumstances whatsoever whereby information of
10 any nature is transmitted or transferred, including without limitation, any note, memorandum or
11 other record thereof, or a single person seeing or hearing any information by any means.

12 H. "HOTLZBRINCK VENTURES GmbH," "YOU," "YOUR," means defendant
13 Verlagsgruppe Georg Von Holtzbrinck GmbH and its directors, officers, parents, subsidiaries,
14 predecessors, successors, assigns, agents, servants, employees, investigators, attorneys, AND
15 ALL other persons and entities representing it acting on its behalf, OR purporting to act on its
16 behalf, including without limitation, Ehassan Dariani and Dennis Bemann.

17 I. "FACEBOOK" means, without limitation, Facebook, Inc. (formerly
18 TheFacebook, Inc.), its past and present parents, subsidiaries, affiliates, predecessors, divisions,
19 officers, directors, trustees, employees, staff members, agents, counsel, representatives,
20 consultants, AND ALL PERSONS acting or purporting to act on its behalf.

21 J. "USERS OF STUDIVZ" means, without limitation, PERSONS registered to use
22 the services provided by STUDIVZ, including without limitation, those provided at the
23 www.studivz.net website, the www.meinvz.net website, the www.studiqq.fr website,
24 www.studiln.it website, the www.estudiln.net website, the www.studentix.pl website and the
25 www.schuelervz.net website.

26 K. "USERS OF FACEBOOK" means, without limitation, PERSONS registered to
27 use the services provided by FACEBOOK at www.facebook.com and, previously,
28 www.thefacebook.com.

INSTRUCTIONS

1
2 1. If YOU object to any of the interrogatories herein on a privilege grounds, state the
3 privilege claimed and describe the facts giving rise to the privilege claim in sufficient detail so
4 that the Court can adjudicate the validity of the claim.

5 2. "IDENTIFY," when used with respect to a natural person, means state the name,
6 current telephone number and current home or business address of the person(s). If current
7 information is not available, please provide the last available information regarding the person(s).

8 3. "IDENTIFY," and all variants including "IDENTITY" when used with respect to
9 any entity, means state the name, place and date of incorporation or organization, principal place
10 of business, and the identity of all natural persons having knowledge of the matter with respect to
11 which it is named in an answer to an interrogatory.

12 4. To "IDENTIFY" a document means:

13 a. to refer to the document's identification or exhibit number if the document
14 has been previously produced or used in discovery or to attach a true copy of the document to the
15 interrogatory answers and to state the document's title and date, or if unknown, the approximate
16 date of creation;

17 b. to identify each person who signed or participated in the preparation of the
18 document;

19 c. to identify each person who is an addressee, including each person to
20 whom a copy was to be sent or who received a copy of the document;

21 d. to summarize the subject matter of the document;

22 e. to provide the present location of the document and the identity of the
23 custodian of the original and each copy thereof; and

24 f. if the document no longer exists, to give the date on which it was
25 destroyed, the identity of the person who destroyed it, and the person under whose authority it
26 was destroyed.

Google Inc. AND Yahoo! Inc., server providers, advertising agencies, advertisers, Internet service providers, computer equipment providers, YOUR licensors AND licensees) currently OR formerly located, licensed, based, OR incorporated in California. In doing so, IDENTIFY the PERSONS contacted, the location AND time where any such contact OR event occurred, AND the subject matter of the contact OR COMMUNICATION.

INTERROGATORY NO. 3:

Describe in detail AND IDENTIFY ALL contacts AND COMMUNICATIONS YOU have had with universities AND colleges located in California, including without limitation, letters, emails, advertising materials, business solicitations, business contacts, telephonic conversations, facsimile transmissions. In doing so, IDENTIFY the PERSONS contacted, the location AND time where any such contact OR event occurred, AND the subject matter of the contact OR COMMUNICATION.

INTERROGATORY NO. 4:

Describe in detail AND IDENTIFY ALL of YOUR trips to California. In doing so, IDENTIFY the PERSONS contacted, the location AND time where any such contact OR event occurred, AND the subject matter of the contact OR COMMUNICATION.

INTERROGATORY NO. 5:

IDENTIFY, on a monthly basis, how many USERS OF STUDIVZ have been registered at the www.studivz.net website, the www.meinvz.net website, the www.studiqq.fr website, www.studiln.it website, the www.estudiln.net website, the www.studentix.pl website AND the www.schuelervz.net website since October 2005, AND how many of those USERS OF STUDIVZ are residents of, OR PERSONS domiciled in, California.

INTERROGATORY NO. 6:

IDENTIFY the number AND amount of accounts receivable owed YOU by PERSONS that, OR who, are California residents OR PERSONS domiciled in California. In doing so, IDENTIFY the goods AND services for which the individual accounts receivable are owed.

INTERROGATORY NO. 7:

IDENTIFY ALL instances in which YOU have been in California, including without

1 limitation, business, trips, OR recreational trips; living, residing OR domiciling in California;
2 AND flying OR driving to OR through California. In doing so, IDENTIFY the dates of ALL
3 occurrences AND the length of the stay in California.

4 **INTERROGATORY NO. 8:**

5 IDENTIFY ALL of YOUR current AND former personal OR real property currently OR
6 previously located in California.

7 **INTERROGATORY NO. 9:**

8 IDENTIFY ALL contracts AND agreements involving YOU in which California law
9 governs AND/OR in which the parties to the contract OR agreement agreed as to the jurisdiction
10 of California state courts AND/OR United States federal courts located in California.

11 **INTERROGATORY NO. 10:**

12 IDENTIFY occurrences when YOU AND/OR ANY PERSON on YOUR behalf,
13 including without limitation, Ehssan Dariani and Dennis Bemman, accessed the website,
14 www.facebook.com OR www.thefacebook.com, AND the purposes of each access, including
15 without limitation, ANY COMMUNICATIONS that RELATE TO ANY of the occurrences AND
16 IDENTIFY the USER OF FACEBOOK OR registrant accounts OR email addresses used to
17 access the facebook.com website.

18 **INTERROGATORY NO. 11:**

19 IDENTIFY ALL of YOUR licenses OR registrations regarding the ability to do business
20 in California.

21 **INTERROGATORY NO. 12:**

22 IDENTIFY the first date YOU knew OR believed that FACEBOOK, its servers, facilities,
23 offices, OR personnel were located in California.

24 **INTERROGATORY NO. 13:**

25 IDENTIFY the services provided through the www.studivz.net website, the
26 www.meinvz.net website, the www.studiqq.fr website, www.studiln.it website, the
27 www.estudiln.net website, the www.studentix.pl website AND the www.schuelervz.net website
28 to USERS OF STUDIVZ, including without limitation, how the services are provided.

INTERROGATORY NO. 14:

IDENTIFY ALL USERS OF FACEBOOK employed by OR formerly employed by YOU, including including without limitation, any PERSONS who are OR were full-time or part-time employees, independent contractor or agents of YOU, AND their respective email addresses.

INTERROGATORY NO. 15:

IDENTIFY ALL PERSONS responsible in any manner for the design, programming and maintenance of the www.studivz.net website, including without limitation, location of the PERSON, job descriptions, authorities, dates in these positions, duties, AND responsibilities.

INTERROGATORY NO. 16:

IDENTIFY ALL PERSONS responsible in any manner for the design, programming and maintenance of the www.meinvz.net website, the www.studiqq.fr website, www.studiln.it website, the www.estudiln.net website, the www.studentix.pl website AND the www.schuelervz.net website, including without limitation, location of the PERSON, job descriptions, authorities, dates in these positions, duties, AND responsibilities.

INTERROGATORY NO. 17:

IDENTIFY current AND former directors, officers, employees, AND agents of STUDIVZ, including without limitation, dates in these positions, duties, job descriptions, authorities, AND responsibilities.

INTERROGATORY NO. 18:

IDENTIFY ALL of YOUR advertising, promotions AND marketing activities directed, at least in part, at California residents.

INTERROGATORY NO. 19:

IDENTIFY ALL of YOUR business relationships with, OR financial interests in, businesses currently OR formerly incorporated, licensed, located, based, OR with facilities OR offices located in California, including without limitation, the nature of each relationship, the IDENTITY of each business, AND whether each business is incorporated, licensed, located, based OR has facilities OR offices located in California.

INTERROGATORY NO. 20:

IDENTIFY ALL reasons why defending this lawsuit in California would burden YOU.

INTERROGATORY NO. 21:

IDENTIFY the ownership of HOLTZBRINCK VENTURES GmbH, including without limitation, PERSON'S names, amounts they contributed OR invested, AND their percent ownership OR control (including without limitation, Capital Contributions, Percent Interest, Equity Units, Non-Equity Units, Voting Units) on a by-PERSON basis.

INTERROGATORY NO. 22:

IDENTIFY the location of YOUR offices, facilities, server/equipment locations.

INTERROGATORY NO. 23:

IDENTIFY ALL universities, colleges AND institutes of higher learning located in California at which STUDIVZ provides OR provided services including without limitation, access to the www.studivz.net website, the www.meinvz.net website, the www.studiqq.fr website, www.studiln.it website, the www.estudiln.net website, the www.studentix.pl website AND the www.schuelervz.net website, including without limitation University of California (all campuses), California State University (all campuses), as well as the USERS OF STUDIVZ using email domains (*e.g.*, name@stanford.edu) from those universities, colleges, high schools, AND institutes of higher learning.

Dated: September 9, 2008

ORRICK, HERRINGTON & SUTCLIFFE LLP

I. NEEL CHATTERJEE
Attorneys for Plaintiff
FACEBOOK, INC.

1 GARY E. WEISS (STATE BAR NO. 122962)
gweiss@orrick.com
2 I. NEEL CHATTERJEE (STATE BAR NO. 173985)
nchatterjee@orrick.com
3 JULIO C. AVALOS (STATE BAR NO. 255350)
javalos@orrick.com
4 ORRICK, HERRINGTON & SUTCLIFFE LLP
1000 Marsh Road
5 Menlo Park, CA 94025
Telephone: +1-650-614-7400
6 Facsimile: +1-650-614-7401

7 WARRINGTON S. PARKER (STATE BAR NO. 148003)
wparker@orrick.com
8 ORRICK, HERRINGTON & SUTCLIFFE LLP
The Orrick Building
9 405 Howard Street
San Francisco, CA 94105-2669
10 Telephone: +1-415-773-5700
Facsimile: +1-415-773-5759
11

12 Attorneys for Plaintiff
FACEBOOK, INC.

13 UNITED STATES DISTRICT COURT
14 NORTHERN DISTRICT OF CALIFORNIA
15 SAN JOSE DIVISION
16

17 FACEBOOK, INC.,

18 Plaintiff,

19 v.
20

21 STUDIVZ LTD., VERLAGSGRUPPE
GEORG VON HOLTZBRINCK GmBH,
HOTLZBRINCK NETWORKS GmBH,
22 HOLTZBRINCK VENTURES GmBH, and
DOES 1-25,

23 Defendants.
24

Case No. 5:08-cv-03468 JF

**FACEBOOK, INC.'S FIRST SET OF
SPECIAL INTERROGATORIES TO
DEFENDANT STUDIVZ LTD.
RELATING TO PERSONAL
JURISDICTION**

25 Pursuant to Federal Rule of Civil Procedure 33, Plaintiff Facebook, Inc. ("Facebook")
26 hereby propounds the following interrogatories to be answered, under oath, by an officer or agent
27 of Defendant StudiVZ Ltd., within 30 days after service of these interrogatories, or whatever date
28 is ordered by the Court, whichever is sooner, as required by Federal Rule of Civil Procedure 33.

DEFINITIONS

A. "ANY" shall be understood to include and encompass "ALL." As used herein, the singular shall always include the plural and the present tense shall also include the past tense. The words "AND" as well as "OR" shall be construed disjunctively or conjunctively as necessary to bring within the scope of this request all documents or things that might otherwise be construed to be outside its scope.

B. The terms "PERSON" and "PERSONS" mean both natural persons and legal entities, including without limitation, corporations, companies, firms, partnerships, joint ventures, proprietorships, associations, and governmental bodies or agencies. Unless noted otherwise, references to any person, entity or party herein include its, his, or her agents, attorneys, employees, employers, officers, directors, or others acting on or purporting to act on behalf of said person, entity, or party.

C. "EVIDENCE" or any variant thereof, including but not limited to "EVIDENCING," when used in connection with any document, shall be understood to apply if the document directly or indirectly mentions, discusses, constitutes, concerns, supports contradicts, relates to, refers to, or in any other way deals with the subject matter described in the request in which the term appears.

D. "REFER TO" or "RELATE TO" as used herein mean pertaining to, relevant to, material to, evidencing, affecting, comprising, discussing, dealing with, considering or otherwise concerning in any manner whatsoever the subject matter of the inquiry.

E. The term "DOCUMENT" means the original and each non-identical copy of ANY written, printed, typed, recorded, computerized, electronic, taped, graphic, or other matter, in whatever form, whether in final or draft, including but not limited to, ALL materials that constitute "writings" or "recordings" or "photographs" within the broadest meaning of the term "Writing" as defined in California Code of Evidence sections 250, 255, and 260, AND ALL materials that constitute "documents" within the broadest meaning of Rule 34 of the Federal Rules of Civil Procedure. DOCUMENT includes, without limitation, printed matter, electronic mail, materials stored on computer hard drives, diskettes, tapes, ANY other computer media,

1 recorded voice mail messages and ANY other information stored magnetically, optically or
2 electronically.

3 F. "COMMUNICATION" as used herein means any contact, oral or documentary,
4 formal or informal, at any place or under any circumstances whatsoever whereby information of
5 any nature is transmitted or transferred, including without limitation, any note, memorandum or
6 other record thereof, or a single person seeing or hearing any information by any means.

7 G. "STUDIVZ," "YOU," "YOUR," means defendant StudiVZ, Ltd. and its directors,
8 officers, parents, subsidiaries, predecessors, successors, assigns, agents, servants, employees,
9 investigators, attorneys, AND ALL other persons and entities representing it acting on its behalf,
10 OR purporting to act on its behalf, including without limitation, Ehassan Dariani and Dennis
11 Bemann.

12 H. "FACEBOOK" means, without limitation, Facebook, Inc. (formerly
13 TheFacebook, Inc.), its past and present parents, subsidiaries, affiliates, predecessors, divisions,
14 officers, directors, trustees, employees, staff members, agents, counsel, representatives,
15 consultants, AND ALL PERSONS acting or purporting to act on its behalf.

16 I. "USERS OF STUDIVZ" means, without limitation, PERSONS registered to use
17 the services provided by STUDIVZ, including without limitation, those provided at the
18 www.studivz.net website, the www.meinvz.net website, the www.studiqq.fr website,
19 www.studiln.it website, the www.estudiln.net website, the www.studentix.pl website and the
20 www.schuelervz.net website.

21 J. "USERS OF FACEBOOK" means, without limitation, PERSONS registered to use
22 the services provided by FACEBOOK at www.facebook.com and, previously,
23 www.thefacebook.com.

24 **INSTRUCTIONS**

25 1. If YOU object to any of the interrogatories herein on a privilege ground, state the
26 privilege claimed and describe the facts giving rise to the privilege claim in sufficient detail so
27 that the Court can adjudicate the validity of the claim.

28 2. "IDENTIFY," when used with respect to a natural person, means state the name,

1 current telephone number and current home or business address of the person(s). If current
2 information is not available, please provide the last available information regarding the person(s).

3 3. "IDENTIFY," and all variants including "IDENTITY" when used with respect to
4 any entity, means state the name, place and date of incorporation or organization, principal place
5 of business, and the identity of all natural persons having knowledge of the matter with respect to
6 which it is named in an answer to an interrogatory.

7 4. To "IDENTIFY" a document means:

8 a. to refer to the document's identification or exhibit number if the document
9 has been previously produced or used in discovery or to attach a true copy of the document to the
10 interrogatory answers and to state the document's title and date, or if unknown, the approximate
11 date of creation;

12 b. to identify each person who signed or participated in the preparation of the
13 document;

14 c. to identify each person who is an addressee, including each person to
15 whom a copy was to be sent or who received a copy of the document;

16 d. to summarize the subject matter of the document;

17 e. to provide the present location of the document and the identity of the
18 custodian of the original and each copy thereof; and

19 f. if the document no longer exists, to give the date on which it was
20 destroyed, the identity of the person who destroyed it, and the person under whose authority it
21 was destroyed.

22 5. "IDENTIFY" a circumstance, occurrence or event, means to describe it in detail,
23 including date, time, surrounding circumstances, PERSONS involved OR present, reasons,
24 effects, results, where AND how it occurred, AND what occurred.

25 6. In answering the following interrogatories, YOU are required to provide ALL
26 information that is available to YOU within YOUR control, including information in the
27 possession of YOUR attorneys, investigators, employees, agents, representatives, and guardians
28

1 or any other person acting on YOUR behalf, and not merely information from YOUR own
2 personal knowledge.

3 7. If YOU cannot answer any interrogatory in full, answer to the extent YOU are able
4 to do so, state the reason for YOUR inability to answer further, and state the knowledge or
5 information available to YOU concerning the unanswered portion.

6 8. If YOU object to any of the interrogatories, YOU must state the grounds for any
7 objection(s). If YOU object to only part of an interrogatory, YOU must state the objection and
8 the grounds for any objection(s) and respond to the remainder of the interrogatory.

9 9. Each answer should be preceded by a reiteration of the full interrogatory to which
10 it responds.

11 10. For each interrogatory, IDENTIFY ALL persons who provided information or
12 otherwise assisted in preparing YOUR response.

13 **INTERROGATORIES**

14 **INTERROGATORY NO. 1:**

15 Describe in detail AND IDENTIFY ALL contacts AND COMMUNICATIONS YOU
16 have had with PERSONS (including without limitation, USERS OF STUDIVZ AND USERS OF
17 FACEBOOK) currently OR formerly residing OR domiciled in California. In doing so,
18 IDENTIFY the PERSONS contacted, the location AND time where any such contact OR event
19 occurred, AND the subject matter of the contact OR COMMUNICATION.

20 **INTERROGATORY NO. 2:**

21 Describe in detail AND IDENTIFY ALL contacts AND COMMUNICATIONS YOU
22 have had with businesses (including without limitation, Internet search engines providers such as
23 Google Inc. AND Yahoo! Inc., server providers, advertising agencies, advertisers, Internet service
24 providers, computer equipment providers, YOUR licensors AND licensees) currently OR
25 formerly located, licensed, based, OR incorporated in California. In doing so, IDENTIFY the
26 PERSONS contacted, the location AND time where any such contact OR event occurred, AND
27 the subject matter of the contact OR COMMUNICATION.

INTERROGATORY NO. 3:

Describe in detail AND IDENTIFY ALL contacts AND COMMUNICATIONS YOU have had with universities AND colleges located in California, including without limitation, letters, emails, advertising materials, business solicitations, business contacts, telephonic conversations, facsimile transmissions. In doing so, IDENTIFY the PERSONS contacted, the location AND time where any such contact OR event occurred, AND the subject matter of the contact OR COMMUNICATION.

INTERROGATORY NO. 4:

Describe in detail AND IDENTIFY ALL of YOUR trips to California. In doing so, IDENTIFY the PERSONS contacted, the location AND time where any such contact OR event occurred, AND the subject matter of the contact OR COMMUNICATION.

INTERROGATORY NO. 5:

IDENTIFY, on a monthly basis, how many USERS OF STUDIVZ have been registered at the www.studivz.net website, the www.meinvz.net website, the www.studiqq.fr website, www.studiln.it website, the www.estudiln.net website, the www.studentix.pl website AND the www.schuelervz.net website since October 2005, AND how many of those USERS OF STUDIVZ are residents of, OR PERSONS domiciled in, California.

INTERROGATORY NO. 6:

IDENTIFY the number AND amount of accounts receivable owed YOU by PERSONS that, OR who, are California residents OR PERSONS domiciled in California. In doing so, IDENTIFY the goods AND services for which the individual accounts receivable are owed.

INTERROGATORY NO. 7:

IDENTIFY ALL instances in which YOU have been in California, including without limitation, business, trips, OR recreational trips; living, residing OR domiciling in California; AND flying OR driving to OR through California. In doing so, IDENTIFY the dates of ALL occurrences AND the length of the stay in California.

INTERROGATORY NO. 8:

IDENTIFY ALL of YOUR current AND former personal OR real property currently OR

1 previously located in California.

2 **INTERROGATORY NO. 9:**

3 IDENTIFY ALL contracts AND agreements involving YOU in which California law
4 governs AND/OR in which the parties to the contract OR agreement agreed as to the jurisdiction
5 of California state courts AND/OR United States federal courts located in California.

6 **INTERROGATORY NO. 10:**

7 IDENTIFY occurrences when YOU AND/OR ANY PERSON on YOUR behalf,
8 including without limitation, Ehssan Dariani and Dennis Bemman, accessed the website,
9 www.facebook.com OR www.thefacebook.com, AND the purposes of each access, including
10 without limitation, ANY COMMUNICATIONS that RELATE TO ANY of the occurrences AND
11 IDENTIFY the USER OF FACEBOOK OR registrant accounts OR email addresses used to
12 access the facebook.com website.

13 **INTERROGATORY NO. 11:**

14 IDENTIFY ALL of YOUR licenses OR registrations regarding the ability to do business
15 in California.

16 **INTERROGATORY NO. 12:**

17 IDENTIFY the first date YOU knew OR believed that FACEBOOK, its servers, facilities,
18 offices, OR personnel were located in California.

19 **INTERROGATORY NO. 13:**

20 IDENTIFY the services provided through the www.studivz.net website, the
21 www.meinvz.net website, the www.studiqq.fr website, www.studiln.it website, the
22 www.estudiln.net website, the www.studentix.pl website AND the www.schuelervz.net website
23 to USERS OF STUDIVZ, including without limitation, how the services are provided.

24 **INTERROGATORY NO. 14:**

25 IDENTIFY ALL USERS OF FACEBOOK employed by OR formerly employed by YOU,
26 including including without limitation, any PERSONS who are OR were full-time or part-time
27 employees, independent contractor or agents of YOU, AND their respective email addresses.
28

INTERROGATORY NO. 15:

IDENTIFY ALL PERSONS responsible in any manner for the design, programming and maintenance of the www.studivz.net website, including without limitation, the location of the PERSON, job descriptions, authorities, dates in these positions, duties, AND responsibilities.

INTERROGATORY NO. 16:

IDENTIFY ALL PERSONS responsible in any manner for the design, programming and maintenance of the www.meinvz.net website, the www.studiqq.fr website, www.studiln.it website, the www.estudiln.net website, the www.studentix.pl website AND the www.schuelervz.net website, including without limitation, the location of the PERSON, job descriptions, authorities, dates in these positions, duties, AND responsibilities.

INTERROGATORY NO. 17:

IDENTIFY current AND former directors, officers, employees, AND agents of STUDIVZ, including without limitation, dates in these positions, duties, job descriptions, authorities, AND responsibilities.

INTERROGATORY NO. 18:

IDENTIFY ALL of YOUR advertising, promotions AND marketing activities directed, at least in part, at California residents.

INTERROGATORY NO. 19:

IDENTIFY ALL of YOUR business relationships with, OR financial interests in, businesses currently OR formerly incorporated, licensed, located, based, OR with facilities OR offices located in California, including without limitation, the nature of each relationship, the IDENTITY of each business, AND whether each business is incorporated, licensed, located, based OR has facilities OR offices located in California.

INTERROGATORY NO. 20:

IDENTIFY ALL reasons why defending this lawsuit in California would burden YOU.

INTERROGATORY NO. 21:

IDENTIFY the ownership of STUDIVZ, including without limitation, PERSON'S names, amounts they contributed OR invested, AND their percent ownership OR control (including

1 without limitation, Capital Contributions, Percent Interest, Equity Units, Non-Equity Units,
2 Voting Units) on a by-PERSON basis.

3 **INTERROGATORY NO. 22:**

4 IDENTIFY the location of YOUR offices, facilities, server/equipment locations.

5 **INTERROGATORY NO. 23:**

6 IDENTIFY ALL universities, colleges AND institutes of higher learning located in
7 California at which STUDIVZ provides OR provided services including without limitation,
8 access to the www.studivz.net website, the www.meinvz.net website, the www.studiqq.fr
9 website, www.studiln.it website, the www.estudiln.net website, the www.studentix.pl website
10 AND the www.schuelervz.net website, including without limitation University of California (all
11 campuses), California State University (all campuses), as well as the USERS OF STUDIVZ using
12 email domains (*e.g.*, name@stanford.edu) from those universities, colleges, high schools, AND
13 institutes of higher learning.

14
15
16
17 Dated: September 9, 2008

ORRICK, HERRINGTON & SUTCLIFFE LLP

18
19
20 _____
21 I. NEEL CHATTERJEE
22 Attorneys for Plaintiff
23 FACEBOOK, INC.
24
25
26
27
28

1 GARY E. WEISS (STATE BAR NO. 122962)
gweiss@orrick.com
2 I. NEEL CHATTERJEE (STATE BAR NO. 173985)
nchatterjee@orrick.com
3 JULIO C. AVALOS (STATE BAR NO. 255350)
javalos@orrick.com
4 ORRICK, HERRINGTON & SUTCLIFFE LLP
1000 Marsh Road
5 Menlo Park, CA 94025
Telephone: +1-650-614-7400
6 Facsimile: +1-650-614-7401

7 WARRINGTON S. PARKER (STATE BAR NO. 148003)
wparker@orrick.com
8 ORRICK, HERRINGTON & SUTCLIFFE LLP
The Orrick Building
9 405 Howard Street
San Francisco, CA 94105-2669
10 Telephone: +1-415-773-5700
Facsimile: +1-415-773-5759
11

12 Attorneys for Plaintiff
FACEBOOK, INC.

13 UNITED STATES DISTRICT COURT
14 NORTHERN DISTRICT OF CALIFORNIA
15 SAN JOSE DIVISION
16

17 FACEBOOK, INC.,

18 Plaintiff,

19 v.

20 STUDIVZ LTD., VERLAGSGRUPPE
21 GEORG VON HOLTZBRINCK GmBH,
HOTLZBRINCK NETWORKS GmBH,
22 HOLTZBRINCK VENTURES GmBH, and
DOES 1-25,

23 Defendants.
24

Case No. 5:08-cv-03468 JF

**FACEBOOK, INC.'S FIRST SET OF
SPECIAL INTERROGATORIES TO
DEFENDANT VERLAGSGRUPPE
GEORG VON HOLTZBRINCK
GmBH RELATING TO PERSONAL
JURISDICTION**

25 Pursuant to Federal Rule of Civil Procedure 33, Plaintiff Facebook, Inc. ("Facebook")
26 hereby propounds the following interrogatories to be answered, under oath, by an officer or agent
27 of Defendant Verlagsgruppe Georg Von Holtzbrinck GmBH, within 30 days after service of these
28 interrogatories, or whatever date the Court orders, whichever is sooner, as required by Federal

1 Rule of Civil Procedure 33.

2 **DEFINITIONS**

3 A. “ANY” shall be understood to include and encompass “ALL.” As used herein, the
4 singular shall always include the plural and the present tense shall also include the past tense.
5 The words “AND” as well as “OR” shall be construed disjunctively or conjunctively as necessary
6 to bring within the scope of this request all documents or things that might otherwise be construed
7 to be outside its scope.

8 B. The terms “PERSON” and “PERSONS” mean both natural persons and legal
9 entities, including without limitation, corporations, companies, firms, partnerships, joint ventures,
10 proprietorships, associations, and governmental bodies or agencies. Unless noted otherwise,
11 references to any person, entity or party herein include its, his, or her agents, attorneys,
12 employees, employers, officers, directors, or others acting on or purporting to act on behalf of
13 said person, entity, or party.

14 C. “EVIDENCE” or any variant thereof, including but not limited to
15 “EVIDENCING,” when used in connection with any document, shall be understood to apply if
16 the document directly or indirectly mentions, discusses, constitutes, concerns, supports
17 contradicts, relates to, refers to, or in any other way deals with the subject matter described in the
18 request in which the term appears.

19 D. “REFER TO” or “RELATE TO” as used herein mean pertaining to, relevant to,
20 material to, evidencing, affecting, comprising, discussing, dealing with, considering or otherwise
21 concerning in any manner whatsoever the subject matter of the inquiry.

22 E. The term “DOCUMENT” means the original and each non-identical copy of ANY
23 written, printed, typed, recorded, computerized, electronic, taped, graphic, or other matter, in
24 whatever form, whether in final or draft, including but not limited to, ALL materials that
25 constitute “writings” or “recordings” or “photographs” within the broadest meaning of the term
26 “Writing” as defined in California Code of Evidence sections 250, 255, and 260, AND ALL
27 materials that constitute “documents” within the broadest meaning of Rule 34 of the Federal
28 Rules of Civil Procedure. DOCUMENT includes, without limitation, printed matter, electronic

1 mail, materials stored on computer hard drives, diskettes, tapes, ANY other computer media,
 2 recorded voice mail messages and ANY other information stored magnetically, optically or
 3 electronically.

4 F. "COMMUNICATION" as used herein means any contact, oral or documentary,
 5 formal or informal, at any place or under any circumstances whatsoever whereby information of
 6 any nature is transmitted or transferred, including without limitation, any note, memorandum or
 7 other record thereof, or a single person seeing or hearing any information by any means.

8 G. "COMMUNICATION" as used herein means any contact, oral or documentary,
 9 formal or informal, at any place or under any circumstances whatsoever whereby information of
 10 any nature is transmitted or transferred, including without limitation, any note, memorandum or
 11 other record thereof, or a single person seeing or hearing any information by any means.

12 H. "VERLAGSGRUPPE GEORG VON HOLTZBRINCK GmbH," "YOU,"
 13 "YOUR," means defendant Verlagsgruppe Georg Von Holtzbrinck GmbH and its directors,
 14 officers, parents, subsidiaries, predecessors, successors, assigns, agents, servants, employees,
 15 investigators, attorneys, AND ALL other persons and entities representing it acting on its behalf,
 16 OR purporting to act on its behalf, including without limitation, Ehassan Dariani and Dennis
 17 Bemann.

18 I. "FACEBOOK" means, without limitation, Facebook, Inc. (formerly
 19 TheFacebook, Inc.), its past and present parents, subsidiaries, affiliates, predecessors, divisions,
 20 officers, directors, trustees, employees, staff members, agents, counsel, representatives,
 21 consultants, AND ALL PERSONS acting or purporting to act on its behalf.

22 J. "USERS OF STUDIVZ" means, without limitation, PERSONS registered to use
 23 the services provided by STUDIVZ, including without limitation, those provided at the
 24 www.studivz.net website, the www.meinvz.net website, the www.schuelervz.net website, the
 25 www.studiqq.fr website, www.studiln.it website, the www.estudiln.net website, the
 26 www.studentix.pl website and the www.schuelervz.net website.

27 K. "USERS OF FACEBOOK" means, without limitation, PERSONS registered to
 28 use the services provided by FACEBOOK at www.facebook.com and, previously,

1 www.thefacebook.com.

2 **INSTRUCTIONS**

3 1. If YOU object to any of the interrogatories herein on privilege grounds, state the
4 privilege claimed and describe the facts giving rise to the privilege claim in sufficient detail so
5 that the Court can adjudicate the validity of the claim.

6 2. "IDENTIFY," when used with respect to a natural person, means state the name,
7 current telephone number and current home or business address of the person(s). If current
8 information is not available, please provide the last available information regarding the person(s).

9 3. "IDENTIFY," and all variants including "IDENTITY" when used with respect to
10 any entity, means state the name, place and date of incorporation or organization, principal place
11 of business, and the identity of all natural persons having knowledge of the matter with respect to
12 which it is named in an answer to an interrogatory.

13 4. To "IDENTIFY" a document means:

14 a. to refer to the document's identification or exhibit number if the document
15 has been previously produced or used in discovery or to attach a true copy of the document to the
16 interrogatory answers and to state the document's title and date, or if unknown, the approximate
17 date of creation;

18 b. to identify each person who signed or participated in the preparation of the
19 document;

20 c. to identify each person who is an addressee, including each person to
21 whom a copy was to be sent or who received a copy of the document;

22 d. to summarize the subject matter of the document;

23 e. to provide the present location of the document and the identity of the
24 custodian of the original and each copy thereof; and

25 f. if the document no longer exists, to give the date on which it was
26 destroyed, the identity of the person who destroyed it, and the person under whose authority it
27 was destroyed.

5. “IDENTIFY” a circumstance, occurrence or event, means to describe it in detail, including date, time, surrounding circumstances, PERSONS involved OR present, reasons, effects, results, where AND how it occurred, AND what occurred.

6. In answering the following interrogatories, YOU are required to provide ALL information that is available to YOU within YOUR control, including information in the possession of YOUR attorneys, investigators, employees, agents, representatives, and guardians or any other person acting on YOUR behalf, and not merely information from YOUR own personal knowledge.

7. If YOU cannot answer any interrogatory in full, answer to the extent YOU are able to do so, state the reason for YOUR inability to answer further, and state the knowledge or information available to YOU concerning the unanswered portion.

8. If YOU object to any of the interrogatories, YOU must state the grounds for any objection(s). If YOU object to only part of an interrogatory, YOU must state the objection and the grounds for any objection(s) and respond to the remainder of the interrogatory.

9. Each answer should be preceded by a reiteration of the full interrogatory to which it responds.

10. For each interrogatory, IDENTIFY ALL persons who provided information or otherwise assisted in preparing YOUR response.

INTERROGATORIES

INTERROGATORY NO. 1:

Describe in detail AND IDENTIFY ALL contacts AND COMMUNICATIONS YOU have had with PERSONS (including without limitation, USERS OF STUDIVZ AND USERS OF FACEBOOK) currently OR formerly residing OR domiciled in California. In doing so, IDENTIFY the PERSONS contacted, the location AND time where any such contact OR event occurred, AND the subject matter of the contact OR COMMUNICATION.

INTERROGATORY NO. 2:

Describe in detail AND IDENTIFY ALL contacts AND COMMUNICATIONS YOU have had with businesses (including without limitation, Internet search engines providers such as

Google Inc. AND Yahoo! Inc., server providers, advertising agencies, advertisers, Internet service providers, computer equipment providers, YOUR licensors AND licensees) currently OR formerly located, licensed, based, OR incorporated in California. In doing so, IDENTIFY the PERSONS contacted, the location AND time where any such contact OR event occurred, AND the subject matter of the contact OR COMMUNICATION.

INTERROGATORY NO. 3:

Describe in detail AND IDENTIFY ALL contacts AND COMMUNICATIONS YOU have had with universities AND colleges located in California, including without limitation, letters, emails, advertising materials, business solicitations, business contacts, telephonic conversations, facsimile transmissions. In doing so, IDENTIFY the PERSONS contacted, the location AND time where any such contact OR event occurred, AND the subject matter of the contact OR COMMUNICATION.

INTERROGATORY NO. 4:

Describe in detail AND IDENTIFY ALL of YOUR trips to California. In doing so, IDENTIFY the PERSONS contacted, the location AND time where any such contact OR event occurred, AND the subject matter of the contact OR COMMUNICATION.

INTERROGATORY NO. 5:

IDENTIFY, on a monthly basis, how many USERS OF STUDIVZ have been registered at the www.studivz.net website, the www.meinvz.net website, the www.schuelervz.net website, the www.studiqq.fr website, www.studiln.it website, the www.estudiln.net website, the www.studentix.pl website AND the www.schuelervz.net website since October 2005, AND how many of those USERS OF STUDIVZ are residents of, OR PERSONS domiciled in, California.

INTERROGATORY NO. 6:

IDENTIFY the number AND amount of accounts receivable owed YOU by PERSONS that, OR who, are California residents OR PERSONS domiciled in California. In doing so, IDENTIFY the goods AND services for which the individual accounts receivable are owed.

INTERROGATORY NO. 7:

IDENTIFY ALL instances in which YOU have been in California, including without

1 limitation, business, trips, OR recreational trips; living, residing OR domiciling in California;
2 AND flying OR driving to OR through California. In doing so, IDENTIFY the dates of ALL
3 occurrences AND the length of the stay in California.

4 **INTERROGATORY NO. 8:**

5 IDENTIFY ALL of YOUR current AND former personal OR real property currently OR
6 previously located in California.

7 **INTERROGATORY NO. 9:**

8 IDENTIFY ALL contracts AND agreements involving YOU in which California law
9 governs AND/OR in which the parties to the contract OR agreement agreed as to the jurisdiction
10 of California state courts AND/OR United States federal courts located in California.

11 **INTERROGATORY NO. 10:**

12 IDENTIFY occurrences when YOU AND/OR ANY PERSON on YOUR behalf,
13 including without limitation, Ehssan Dariani and Dennis Bemman, accessed the website,
14 www.facebook.com OR www.thefacebook.com, AND the purposes of each access, including
15 without limitation, ANY COMMUNICATIONS that RELATE TO ANY of the occurrences AND
16 IDENTIFY the USER OF FACEBOOK OR registrant accounts OR email addresses used to
17 access the facebook.com website.

18 **INTERROGATORY NO. 11:**

19 IDENTIFY ALL of YOUR licenses OR registrations regarding the ability to do business
20 in California.

21 **INTERROGATORY NO. 12:**

22 IDENTIFY the first date YOU knew OR believed that FACEBOOK, its servers, facilities,
23 offices, OR personnel were located in California.

24 **INTERROGATORY NO. 13:**

25 IDENTIFY the services provided through the www.studivz.net website, the
26 www.meinvz.net website, the www.studiqq.fr website, the www.schuelervz.net website, the
27 www.studiln.it website, the www.estudiln.net website, the www.studentix.pl website AND the
28 www.schuelervz.net website to USERS OF STUDIVZ, including without limitation, how the

1 services are provided.

2 **INTERROGATORY NO. 14:**

3 IDENTIFY ALL USERS OF FACEBOOK employed by OR formerly employed by YOU,
4 including including without limitation, any PERSONS who are OR were full-time or part-time
5 employees, independent contractor or agents of YOU, AND their respective email addresses.

6 **INTERROGATORY NO. 15:**

7 IDENTIFY ALL PERSONS responsible in any manner for the design, programming and
8 maintenance of the www.studivz.net website, including without limitation, location of the
9 PERSON, job descriptions, authorities, dates in these positions, duties, AND responsibilities.

10 **INTERROGATORY NO. 16:**

11 IDENTIFY ALL PERSONS responsible in any manner for the design, programming and
12 maintenance of the www.meinvz.net website, the www.schuelervz.net website, the
13 www.studiqq.fr website, www.studiln.it website, the www.estudiln.net website, the
14 www.studentix.pl website AND the www.schuelervz.net website, including without limitation,
15 location of the PERSON, job descriptions, authorities, dates in these positions, duties, AND
16 responsibilities.

17 **INTERROGATORY NO. 17:**

18 IDENTIFY current AND former directors, officers, employees, AND agents of
19 STUDIVZ, including without limitation, dates in these positions, duties, job descriptions,
20 authorities, AND responsibilities.

21 **INTERROGATORY NO. 18:**

22 IDENTIFY ALL of YOUR advertising, promotions AND marketing activities directed, at
23 least in part, at California residents.

24 **INTERROGATORY NO. 19:**

25 IDENTIFY ALL of YOUR business relationships with, OR financial interests in,
26 businesses currently OR formerly incorporated, licensed, located, based, OR with facilities OR
27 offices located in California, including without limitation, the nature of each relationship, the
28 IDENTITY of each business, AND whether each business is incorporated, licensed, located,

1 based OR has facilities OR offices located in California.

2 **INTERROGATORY NO. 20:**

3 IDENTIFY ALL reasons why defending this lawsuit in California would burden YOU.

4 **INTERROGATORY NO. 21:**

5 IDENTIFY the ownership of VERLAGSGRUPPE GEORG VON HOLTZBRINCK
6 GmbH, including without limitation, PERSON'S names, amounts they contributed OR invested,
7 AND their percent ownership OR control (including without limitation, Capital Contributions,
8 Percent Interest, Equity Units, Non-Equity Units, Voting Units) on a by-PERSON basis.

9 **INTERROGATORY NO. 22:**

10 IDENTIFY the location of YOUR offices, facilities, server/equipment locations.

11 **INTERROGATORY NO. 23:**

12 IDENTIFY ALL universities, colleges AND institutes of higher learning located in
13 California at which STUDIVZ provides OR provided services including without limitation,
14 access to the www.studivz.net website, the www.schuelervz.net website, the www.meinvz.net
15 website, the www.studiqq.fr website, www.studiln.it website, the www.estudiln.net website, the
16 www.studentix.pl website AND the www.schuelervz.net website, including without limitation
17 University of California (all campuses), California State University (all campuses), as well as the
18 USERS OF STUDIVZ using email domains (*e.g.*, name@stanford.edu) from those universities,
19 colleges, high schools, AND institutes of higher learning.

20
21 Dated: September 9, 2008

ORRICK, HERRINGTON & SUTCLIFFE LLP

22
23
24

I. NEEL CHATTERJEE
Attorneys for Plaintiff
25 FACEBOOK, INC.
26
27
28

1 GARY E. WEISS (STATE BAR NO. 122962)
gweiss@orrick.com
2 I. NEEL CHATTERJEE (STATE BAR NO. 173985)
nchatterjee@orrick.com
3 JULIO C. AVALOS (STATE BAR NO. 255350)
javalos@orrick.com
4 ORRICK, HERRINGTON & SUTCLIFFE LLP
1000 Marsh Road
5 Menlo Park, CA 94025
Telephone: +1-650-614-7400
6 Facsimile: +1-650-614-7401

7 WARRINGTON S. PARKER (STATE BAR NO. 148003)
wparker@orrick.com
8 ORRICK, HERRINGTON & SUTCLIFFE LLP
The Orrick Building
9 405 Howard Street
San Francisco, CA 94105-2669
10 Telephone: +1-415-773-5700
Facsimile: +1-415-773-5759
11

12 Attorneys for Plaintiff
FACEBOOK, INC.

13 UNITED STATES DISTRICT COURT
14 NORTHERN DISTRICT OF CALIFORNIA
15 SAN JOSE DIVISION
16

17 FACEBOOK, INC.,

18 Plaintiff,

19 v.

20 STUDIVZ LTD., VERLAGSGRUPPE
21 GEORG VON HOLTZBRINCK GmBH,
HOTLZBRINCK NETWORKS GmBH,
22 HOLTZBRINCK VENTURES GmBH, and
DOES 1-25,

23 Defendants.
24

Case No. 5:08-cv-03468 JF

**NOTICE OF DEPOSITION OF
DENNIS BEMMANN**

1 TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

2 PLEASE TAKE NOTICE THAT pursuant to Rule 30 of the Federal Rules of Civil
3 Procedure, Plaintiff Facebook, Inc. will take, by oral examination, the deposition of Dennis
4 Bemann, which will commence at a day to be determined pending determination of Facebook's
5 Motion For Expedited Personal Jurisdiction Discovery, at 9:00 A.M. at the law offices of Orrick,
6 Herrington & Sutcliffe located at 1000 Marsh Road, Menlo Park, CA, 94025, or at such other
7 time and place as mutually agreed upon by counsel. The deposition will continue from day to day
8 until completed.

9 The testimony of Dennis Bemann will be recorded by video, as well as stenographic
10 means including the instant visual display of testimony. The deposition will be taken before an
11 officer authorized by law to administer oaths pursuant to Rule 28 of the Federal Rules of Civil
12 Procedure.

13
14 Dated: September 9, 2008

ORRICK, HERRINGTON & SUTCLIFFE LLP

15
16
17 _____
Warrington S. Parker III
Attorneys for Plaintiff
FACEBOOK, INC.
18
19
20
21
22
23
24
25
26
27
28

1 GARY E. WEISS (STATE BAR NO. 122962)
gweiss@orrick.com
2 I. NEEL CHATTERJEE (STATE BAR NO. 173985)
nchatterjee@orrick.com
3 JULIO C. AVALOS (STATE BAR NO. 255350)
javalos@orrick.com
4 ORRICK, HERRINGTON & SUTCLIFFE LLP
1000 Marsh Road
5 Menlo Park, CA 94025
Telephone: +1-650-614-7400
6 Facsimile: +1-650-614-7401

7 WARRINGTON S. PARKER (STATE BAR NO. 148003)
wparker@orrick.com
8 ORRICK, HERRINGTON & SUTCLIFFE LLP
The Orrick Building
9 405 Howard Street
San Francisco, CA 94105-2669
10 Telephone: +1-415-773-5700
Facsimile: +1-415-773-5759
11

12 Attorneys for Plaintiff
FACEBOOK, INC.

13 UNITED STATES DISTRICT COURT
14 NORTHERN DISTRICT OF CALIFORNIA
15 SAN JOSE DIVISION
16

17 FACEBOOK, INC.,

18 Plaintiff,

19 v.
20

21 STUDIVZ LTD., VERLAGSGRUPPE
GEORG VON HOLTZBRINCK GmBH,
HOTLZBRINCK NETWORKS GmBH,
22 HOLTZBRINCK VENTURES GmBH, and
DOES 1-25,

23 Defendants.
24

Case No. 5:08-cv-03468 JF

**NOTICE OF DEPOSITION OF
EHASSAN DARIANI**

1 TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

2 PLEASE TAKE NOTICE THAT pursuant to Rule 30 of the Federal Rules of Civil
3 Procedure, Plaintiff Facebook, Inc. will take, by oral examination, the deposition of Ehassan
4 Dariani, which will commence at a day to be determined pending determination of Facebook's
5 Motion For Expedited Personal Jurisdiction Discovery, at 9:00 A.M. at the law offices of Orrick,
6 Herrington & Sutcliffe located at 1000 Marsh Road, Menlo Park, CA, 94025, or at such other
7 time and place as mutually agreed upon by counsel. The deposition will continue from day to day
8 until completed.

9 The testimony of Ehassan Dariani will be recorded by video, as well as stenographic
10 means including the instant visual display of testimony. The deposition will be taken before an
11 officer authorized by law to administer oaths pursuant to Rule 28 of the Federal Rules of Civil
12 Procedure.

13
14 Dated: September 9, 2008

ORRICK, HERRINGTON & SUTCLIFFE LLP

15
16
17 _____
Warrington S. Parker III
Attorneys for Plaintiff
FACEBOOK, INC.
18
19
20
21
22
23
24
25
26
27
28

1 GARY E. WEISS (STATE BAR NO. 122962)
gweiss@orrick.com
2 I. NEEL CHATTERJEE (STATE BAR NO. 173985)
nchatterjee@orrick.com
3 JULIO C. AVALOS (STATE BAR NO. 255350)
javalos@orrick.com
4 ORRICK, HERRINGTON & SUTCLIFFE LLP
1000 Marsh Road
5 Menlo Park, CA 94025
Telephone: +1-650-614-7400
6 Facsimile: +1-650-614-7401

7 WARRINGTON S. PARKER (STATE BAR NO. 148003)
wparker@orrick.com
8 ORRICK, HERRINGTON & SUTCLIFFE LLP
The Orrick Building
9 405 Howard Street
San Francisco, CA 94105-2669
10 Telephone: +1-415-773-5700
Facsimile: +1-415-773-5759
11

12 Attorneys for Plaintiff
FACEBOOK, INC.

13 UNITED STATES DISTRICT COURT
14 NORTHERN DISTRICT OF CALIFORNIA
15 SAN JOSE DIVISION
16

17 FACEBOOK, INC.,

18 Plaintiff,

19 v.
20

21 STUDIVZ LTD., VERLAGSGRUPPE
GEORG VON HOLTZBRINCK GmBH,
HOTLZBRINCK NETWORKS GmBH,
22 HOLTZBRINCK VENTURES GmBH, and
DOES 1-25,

23 Defendants.
24

Case No. 5:08-cv-03468 JF

**NOTICE OF DEPOSITION OF
HOTLZBRINCK NETWORKS GmBH
PURSUANT TO FED.R.CIV.P.
30(B)(6) RELATING TO PERSONAL
JURISDICTION**

1 TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

2 PLEASE TAKE NOTICE THAT pursuant to Rule 30(b)(6) of the Federal Rules of Civil
3 Procedure, Plaintiff Facebook, Inc. will take, by oral examination, the deposition of Holtzbrink
4 Networks GmbH, which will commence at a day to be determined pending determination of
5 Facebook's Motion For Expedited Personal Jurisdiction Discovery, at 9:00 A.M. at the law offices
6 of Orrick, Herrington & Sutcliffe located at 1000 Marsh Road, Menlo Park, CA, 94025, or at such
7 other time and place as mutually agreed upon by counsel. The deposition will continue from day
8 to day until completed.

9 Pursuant to Rule 30(b)(6), Holtzbrink Networks GmbH shall designate one or more
10 officers, directors, managing agents, or other persons who consent and are knowledgeable to
11 testify on Holtzbrink Networks GmbH's behalf on the subjects identified in the attached Exhibit
12 A.

13 The testimony of Holtzbrink Networks GmbH will be recorded by video, as well as
14 stenographic means including the instant visual display of testimony. The deposition will be
15 taken before an officer authorized by law to administer oaths pursuant to Rule 28 of the Federal
16 Rules of Civil Procedure.

17
18 Dated: September 9, 2008

ORRICK, HERRINGTON & SUTCLIFFE LLP

19
20
21 _____
I. NEEL CHATTERJEE
Attorneys for Plaintiff
22 FACEBOOK, INC.
23
24
25
26
27
28

Exhibit A – Deposition Topics

1. All contracts Holtzbrink Networks GmbH has entered into with California businesses or residents.
2. All contracts Holtzbrink Networks GmbH has entered into that are governed by California law.
3. Any promotions, advertising or marketing Holtzbrink Networks GmbH has done in print media or over the Internet.
4. Holtzbrink Networks GmbH's business travel to California.
5. Business telephone calls made by Holtzbrink Networks GmbH to California.
6. The nature and amount of sales of goods and services of Holtzbrink Networks GmbH to California residents and percentage of total sales to California residents.
7. Holtzbrink Networks GmbH 's business solicitation of California businesses and residents.
8. Holtzbrink Networks GmbH's business relationship and contacts with Plaintiff.
9. Holtzbrink Networks GmbH's conduct of business formalities, including meetings of directors, shareholders, investors, principles, and/or officers of Holtzbrink Networks GmbH, financial records, formation, and corporate documents.
10. Holtzbrink Networks GmbH's past and present directors, officers, agents, principles, managers, employees, and/or similar individuals and their respective duties, authorities, job descriptions, and responsibilities.
11. Actions taken on behalf of Holtzbrink Networks GmbH related to accessing the Facebook.com website and appropriating or using any information or data.
12. The design, programming and maintenance of the www.studivz.net website, the www.meinvz.net website, the www.studiqq.fr website, the www.studiln.it website, the www.estudiln.net website, the www.studentix.pl website, and the www.schuelervz.net website.
13. The relationship of Verlagsgruppe Georg Von Holtzbrink GmbH, Holtzbrinck Networks GmbH, and Holtzbrinck Ventures GmbH with StudiVZ, Ltd., including

1 without limitation, the investments of Verlagsgruppe Georg Von Holtzbrink
2 GmbH, Holtzbrinck Networks GmbH, and Holtzbrinck Ventures GmbH in, and
3 control or influence over StudiVZ.

4 14. StudiVZ's business relationships or contacts with companies located in California,
5 other than Facebook.

6 15 California residents that are enrolled in or use StudiVZ's websites.

7 16. StudiVZ's knowledge of Facebook, including the location and organizational
8 structure of Facebook, at the time StudiVZ was developing its websites.

9 17. The number of StudiVZ founders, directors, officers, employees, and/or
10 consultants who were members of Facebook at the time StudiVZ was developing
11 its websites.

12 18. The frequency and scope of the activities on Facebook of the founders, directors,
13 officers, employees and/or consultants who were members of Facebook at the time
14 StudiVZ was developing its websites.

1 GARY E. WEISS (STATE BAR NO. 122962)
gweiss@orrick.com
2 I. NEEL CHATTERJEE (STATE BAR NO. 173985)
nchatterjee@orrick.com
3 JULIO C. AVALOS (STATE BAR NO. 255350)
javalos@orrick.com
4 ORRICK, HERRINGTON & SUTCLIFFE LLP
1000 Marsh Road
5 Menlo Park, CA 94025
Telephone: +1-650-614-7400
6 Facsimile: +1-650-614-7401

7 WARRINGTON S. PARKER (STATE BAR NO. 148003)
wparker@orrick.com
8 ORRICK, HERRINGTON & SUTCLIFFE LLP
The Orrick Building
9 405 Howard Street
San Francisco, CA 94105-2669
10 Telephone: +1-415-773-5700
Facsimile: +1-415-773-5759
11

12 Attorneys for Plaintiff
FACEBOOK, INC.

13 UNITED STATES DISTRICT COURT
14 NORTHERN DISTRICT OF CALIFORNIA
15 SAN JOSE DIVISION
16

17 FACEBOOK, INC.,

18 Plaintiff,

19 v.
20

21 STUDIVZ LTD., VERLAGSGRUPPE
GEORG VON HOLTZBRINCK GmBH,
HOTLZBRINCK NETWORKS GmBH,
22 HOLTZBRINCK VENTURES GmBH, and
DOES 1-25,

23 Defendants.
24

Case No. 5:08-cv-03468 JF

**NOTICE OF DEPOSITION OF
HOTLZBRINCK VENTURES GmBH
PURSUANT TO FED.R.CIV.P.
30(B)(6) RELATING TO PERSONAL
JURISDICTION**

1 TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

2 PLEASE TAKE NOTICE THAT pursuant to Rule 30(b)(6) of the Federal Rules of Civil
3 Procedure, Plaintiff Facebook, Inc. will take, by oral examination, the deposition of Holtzbrink
4 Ventures GmbH, which will commence at a day to be determined pending determination of
5 Facebook's Motion For Expedited Personal Jurisdiction Discovery, at 9:00 A.M. at the law offices
6 of Orrick, Herrington & Sutcliffe located at 1000 Marsh Road, Menlo Park, CA, 94025, or at such
7 other time and place as mutually agreed upon by counsel. The deposition will continue from day
8 to day until completed.

9 Pursuant to Rule 30(b)(6), Holtzbrink Ventures GmbH shall designate one or more
10 officers, directors, managing agents, or other persons who consent and are knowledgeable to
11 testify on Holtzbrink Ventures GmbH's behalf on the subjects identified in the attached Exhibit
12 A.

13 The testimony of Holtzbrink Ventures GmbH will be recorded by video, as well as
14 stenographic means including the instant visual display of testimony. The deposition will be
15 taken before an officer authorized by law to administer oaths pursuant to Rule 28 of the Federal
16 Rules of Civil Procedure.

17
18 Dated: September 9, 2008

ORRICK, HERRINGTON & SUTCLIFFE LLP

19
20
21 _____
22 I. NEEL CHATTERJEE
23 Attorneys for Plaintiff
24 FACEBOOK, INC.
25
26
27
28

Exhibit A – Deposition Topics

1. All contracts Holtzbrink Ventures GmbH has entered into with California businesses or residents.
2. All contracts Holtzbrink Ventures GmbH has entered into that are governed by California law.
3. Any promotions, advertising or marketing Holtzbrink Ventures GmbH has done in print media or over the Internet.
4. Holtzbrink Ventures GmbH 's business travel to California.
5. Business telephone calls made by Holtzbrink Ventures GmbH to California.
6. The nature and amount of sales of goods and services of Holtzbrink Ventures GmbH to California residents and percentage of total sales to California residents.
7. Holtzbrink Ventures GmbH's business solicitation of California businesses and residents.
8. Holtzbrink Ventures GmbH 's business relationship and contacts with Plaintiff.
9. Holtzbrink Ventures GmbH's conduct of business formalities, including meetings of directors, shareholders, investors, principles, and/or officers of Holtzbrink Ventures GmbH, financial records, formation, and corporate documents.
10. Holtzbrink Ventures GmbH 's past and present directors, officers, agents, principles, managers, employees, and/or similar individuals and their respective duties, authorities, job descriptions, and responsibilities.
11. Actions taken on behalf of Holtzbrink Ventures GmbH related to accessing the Facebook.com website and appropriating or using any information or data.
12. The design, programming and maintenance of the www.studivz.net website, the www.meinvz.net website, the www.studiqq.fr website, the www.studiln.it website, the www.estudiln.net website, the www.studentix.pl website, and the www.schuelervz.net website.
13. The relationship of Verlagsgruppe Georg Von Holtzbrink GmbH, Holtzbrinck

1 Networks GmbH, and Holtzbrinck Ventures GmbH with StudiVZ, Ltd., including
2 without limitation, the investments of Verlagsgruppe Georg Von Holtzbrink
3 GmbH, Holtzbrinck Networks GmbH, and Holtzbrinck Ventures GmbH in, and
4 control or influence over StudiVZ.

5 14. StudiVZ's business relationships or contacts with companies located in California,
6 other than Facebook.

7 15 California residents that are enrolled in or use StudiVZ's websites.

8 16. StudiVZ's knowledge of Facebook, including the location and organizational
9 structure of Facebook, at the time StudiVZ was developing its websites.

10 17. The number of StudiVZ founders, directors, officers, employees, and/or
11 consultants who were members of Facebook at the time StudiVZ was developing
12 its websites.

13 18. The frequency and scope of the activities on Facebook of the founders, directors,
14 officers, employees and/or consultants who were members of Facebook at the time
15 StudiVZ was developing its websites.
16
17
18
19
20
21
22
23
24
25
26
27
28

1 GARY E. WEISS (STATE BAR NO. 122962)
gweiss@orrick.com
2 I. NEEL CHATTERJEE (STATE BAR NO. 173985)
nchatterjee@orrick.com
3 JULIO C. AVALOS (STATE BAR NO. 255350)
javalos@orrick.com
4 ORRICK, HERRINGTON & SUTCLIFFE LLP
1000 Marsh Road
5 Menlo Park, CA 94025
Telephone: +1-650-614-7400
6 Facsimile: +1-650-614-7401

7 WARRINGTON S. PARKER (STATE BAR NO. 148003)
wparker@orrick.com
8 ORRICK, HERRINGTON & SUTCLIFFE LLP
The Orrick Building
9 405 Howard Street
San Francisco, CA 94105-2669
10 Telephone: +1-415-773-5700
Facsimile: +1-415-773-5759
11

12 Attorneys for Plaintiff
FACEBOOK, INC.

13 UNITED STATES DISTRICT COURT
14 NORTHERN DISTRICT OF CALIFORNIA
15 SAN JOSE DIVISION
16

17 FACEBOOK, INC.,

18 Plaintiff,

19 v.
20

21 STUDIVZ LTD., VERLAGSGRUPPE
GEORG VON HOLTZBRINCK GmBH,
HOTLZBRINCK NETWORKS GmBH,
22 HOLTZBRINCK VENTURES GmBH, and
DOES 1-25,

23 Defendants.
24

Case No. 5:08-cv-03468 JF

**NOTICE OF DEPOSITION OF
STUDIVZ, LTD. PURSUANT TO
FED.R.CIV.P. 30(B)(6) RELATING
TO PERSONAL JURISDICTION**

1 TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

2 PLEASE TAKE NOTICE THAT pursuant to Rule 30(b)(6) of the Federal Rules of Civil
3 Procedure, Plaintiff Facebook, Inc. will take, by oral examination, the deposition of StudiVZ, Ltd,
4 which will commence at a day to be determined pending determination of Facebook's Motion For
5 Expedited Personal Jurisdiction Discovery, at 9:00 A.M. at the law offices of Orrick, Herrington &
6 Sutcliffe located at 1000 Marsh Road, Menlo Park, CA, 94025, or at such other time and place as
7 mutually agreed upon by counsel. The deposition will continue from day to day until completed.

8 Pursuant to Rule 30(b)(6), StudiVZ shall designate one or more officers, directors,
9 managing agents, or other persons who consent and are knowledgeable to testify on StudiVZ's
10 behalf on the subjects identified in the attached Exhibit A.

11 The testimony of StudiVZ will be recorded by video, as well as stenographic means
12 including the instant visual display of testimony. The deposition will be taken before an officer
13 authorized by law to administer oaths pursuant to Rule 28 of the Federal Rules of Civil
14 Procedure.

15
16 Dated: September 9, 2008

ORRICK, HERRINGTON & SUTCLIFFE LLP

17
18
19 _____
I. NEEL CHATTERJEE
Attorneys for Plaintiff
20 FACEBOOK, INC.
21
22
23
24
25
26
27
28

Exhibit A – Deposition Topics

1. All contracts StudiVZ has entered into with California businesses or residents.
2. All contracts StudiVZ has entered into that are governed by California law.
3. Any promotions, advertising or marketing StudiVZ has done in print media or over the Internet.
4. StudiVZ's business travel to California.
5. Business telephone calls made by StudiVZ to California.
6. The nature and amount of sales of goods and services to California residents and percentage of total sales to California residents.
7. StudiVZ's business solicitation of California businesses and residents.
8. StudiVZ's business relationship and contacts with Plaintiff.
9. StudiVZ's conduct of business formalities, including meetings of directors, shareholders, investors, principles, and/or officers of StudiVZ, financial records, formation, and corporate documents.
10. StudiVZ's past and present directors, officers, agents, principles, managers, employees, and/or similar individuals and their respective duties, authorities, job descriptions, and responsibilities.
11. Actions taken on behalf of StudiVZ related to accessing the Facebook.com website and appropriating or using any information or data.
12. The design, programming and maintenance of the www.studivz.net website, the www.meinvz.net website, the www.studiqq.fr website, the www.studiln.it website, the www.estudiln.net website, the www.studentix.pl website, and the www.schuelervz.net website.
14. StudiVZ's business relationships or contacts with companies located in California, other than Facebook.
15. California residents that are enrolled in or use StudiVZ's websites.
16. StudiVZ's knowledge of Facebook, including the location and organizational structure of Facebook, at the time StudiVZ was developing its websites.

1 17. The number of StudiVZ founders, directors, officers, employees, and/or
2 consultants who were members of Facebook at the time StudiVZ was developing
3 its websites.

4 18. The frequency and scope of the activities on Facebook of the founders, directors,
5 officers, employees and/or consultants who were members of Facebook at the time
6 StudiVZ was developing its websites.

1 GARY E. WEISS (STATE BAR NO. 122962)
gweiss@orrick.com
2 I. NEEL CHATTERJEE (STATE BAR NO. 173985)
nchatterjee@orrick.com
3 JULIO C. AVALOS (STATE BAR NO. 255350)
javalos@orrick.com
4 ORRICK, HERRINGTON & SUTCLIFFE LLP
1000 Marsh Road
5 Menlo Park, CA 94025
Telephone: +1-650-614-7400
6 Facsimile: +1-650-614-7401

7 WARRINGTON S. PARKER (STATE BAR NO. 148003)
wparker@orrick.com
8 ORRICK, HERRINGTON & SUTCLIFFE LLP
The Orrick Building
9 405 Howard Street
San Francisco, CA 94105-2669
10 Telephone: +1-415-773-5700
Facsimile: +1-415-773-5759
11

12 Attorneys for Plaintiff
FACEBOOK, INC.

13 UNITED STATES DISTRICT COURT
14 NORTHERN DISTRICT OF CALIFORNIA
15 SAN JOSE DIVISION
16

17 FACEBOOK, INC.,

18 Plaintiff,

19 v.
20

21 STUDIVZ LTD., VERLAGSGRUPPE
GEORG VON HOLTZBRINCK GmBH,
HOTLZBRINCK NETWORKS GmBH,
22 HOLTZBRINCK VENTURES GmBH, and
DOES 1-25,

23 Defendants.
24

Case No. 5:08-cv-03468 JF

**NOTICE OF DEPOSITION OF
VERLAGSGRUPPE GEORG VON
HOLTZBRINCK GmBH PURSUANT
TO FED.R.CIV.P. 30(B)(6)
RELATING TO PERSONAL
JURISDICTION**

1 TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

2 PLEASE TAKE NOTICE THAT pursuant to Rule 30(b)(6) of the Federal Rules of Civil
3 Procedure, Plaintiff Facebook, Inc. will take, by oral examination, the deposition of
4 Verlagsgruppe Georg Von Holtzbrink, GmbH, which will commence at a day to be determined
5 pending determination of Facebook's Motion For Expedited Personal Jurisdiction Discovery, at
6 9:00 A.M. at the law offices of Orrick, Herrington & Sutcliffe located at 1000 Marsh Road, Menlo
7 Park, CA, 94025, or at such other time and place as mutually agreed upon by counsel. The
8 deposition will continue from day to day until completed.

9 Pursuant to Rule 30(b)(6), Verlagsgruppe Georg Von Holtzbrink, GmbH shall designate
10 one or more officers, directors, managing agents, or other persons who consent and are
11 knowledgeable to testify on Verlagsgruppe Georg Von Holtzbrink, GmbH's behalf on the
12 subjects identified in the attached Exhibit A.

13 The testimony of Verlagsgruppe Georg Von Holtzbrink, GmbH will be recorded by
14 video, as well as stenographic means including the instant visual display of testimony. The
15 deposition will be taken before an officer authorized by law to administer oaths pursuant to Rule
16 28 of the Federal Rules of Civil Procedure.

17
18 Dated: September 9, 2008

ORRICK, HERRINGTON & SUTCLIFFE LLP

19
20
21 _____
22 I. NEEL CHATTERJEE
23 Attorneys for Plaintiff
24 FACEBOOK, INC.
25
26
27
28

Exhibit A – Deposition Topics

1. All contracts Verlagsgruppe Georg Von Holtzbrink, GmbH has entered into with California businesses or residents.
2. All contracts Verlagsgruppe Georg Von Holtzbrink, GmbH has entered into that are governed by California law.
3. Any promotions, advertising or marketing Verlagsgruppe Georg Von Holtzbrink, GmbH has done in print media or over the Internet.
4. Verlagsgruppe Georg Von Holtzbrink, GmbH's business travel to California.
5. Business telephone calls made by Verlagsgruppe Georg Von Holtzbrink, GmbH to California.
6. The nature and amount of sales of goods and services of Verlagsgruppe Georg Von Holtzbrink, GmbH to California residents and percentage of total sales to California residents.
7. Verlagsgruppe Georg Von Holtzbrink, GmbH's business solicitation of California businesses and residents.
8. Verlagsgruppe Georg Von Holtzbrink, GmbH's business relationship and contacts with Plaintiff.
9. Verlagsgruppe Georg Von Holtzbrink, GmbH's conduct of business formalities, including meetings of directors, shareholders, investors, principles, and/or officers of Verlagsgruppe Georg Von Holtzbrink, GmbH, financial records, formation, and corporate documents.
10. Verlagsgruppe Georg Von Holtzbrink, GmbH's past and present directors, officers, agents, principles, managers, employees, and/or similar individuals and their respective duties, authorities, job descriptions, and responsibilities.
11. Actions taken on behalf of Verlagsgruppe Georg Von Holtzbrink, GmbH related to accessing the Facebook.com website and appropriating or using any information or data.
12. The design, programming and maintenance of the www.studivz.net website, the

1 www.meinvz.net website, the www.studiqq.fr website, the www.studiln.it website,
2 the www.estudiln.net website, the www.studentix.pl website, and the
3 www.schuelervz.net website.

4 13. The relationship of Verlagsgruppe Georg Von Holtzbrink GmbH, Holtzbrinck
5 Networks GmbH, and Holtzbrinck Ventures GmbH with StudiVZ, Ltd., including
6 without limitation, the investments of Verlagsgruppe Georg Von Holtzbrink
7 GmbH, Holtzbrinck Networks GmbH, and Holtzbrinck Ventures GmbH in, and
8 control or influence over StudiVZ.

9 14. StudiVZ's business relationships or contacts with companies located in California,
10 other than Facebook.

11 15. California residents that are enrolled in or use StudiVZ's websites.

12 16. StudiVZ's knowledge of Facebook, including the location and organizational
13 structure of Facebook, at the time StudiVZ was developing its websites.

14 17. The number of StudiVZ founders, directors, officers, employees, and/or
15 consultants who were members of Facebook at the time StudiVZ was developing
16 its websites.

17 18. The frequency and scope of the activities on Facebook of the founders, directors,
18 officers, employees and/or consultants who were members of Facebook at the time
19 StudiVZ was developing its websites.
20
21
22
23
24
25
26
27
28